

21.11.2022

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Ct. No. 29

**KAUSHIK
REJECTED**

C.R.M.(A) 5321 of 2022

In Re:- An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with **Kaliachak** Police Station Case No. **311** of **2021** dated **15.03.2021** under Sections 147/148/149/186/188/326/307/332/333/353/363/379/120B of the Indian Penal Code, 1860 read with Sections 25/27 of the Arms Act and Section 9 of the Maintenance of Public Order Act.

And

In Re : Kalu Sk @ Jiaul Sk @ Md Jiyaul Sekh & Anr.

..... petitioners

Mr. Krishnendu Bhattacharya

Mr. Priyankar Ganguly

Ms. Shalini Bairagi

....for the petitioners

Mr. Saibal Bapuli

Mr. Arani Bhattacharya

....for the State

Proclamations were issued against both the petitioners.

Prayer for anticipatory bail of other co-accuseds were rejected by the order Dated December 14, 2021 passed in CRM 3977 of 2021. There are materials in the case diary disclosing that the petitioners were members of an unlawful assembly obstructing police personnel, who went to the spot to arrest an absconding accused. Injury received by the police personnel are corroborated by the medical evidence in the case diary.

In such circumstances, we are unable to grant anticipatory bail to the petitioners.

Accordingly, prayer for anticipatory bail of the petitioners is rejected and the application being CRM (A) 5321 of 2022 is dismissed.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)