

15.02.2022

Serial no. 01

Dd

(Through Video Conference)

**IN THE HIGH COURT AT CALCUTTA
CIRCUIT BENCH AT JALPAIGURI**

CRM(A) 76 of 2022

In re : An Application for **anticipatory bail** under Section **438** of the Code of Criminal Procedure in connection with **New Jalpaiguri** Police Station Case No. **992** of **2020** dated **13.08.2020** under Sections **376(D)/313/323/506** of the Indian Penal Code and Charge Sheet No. **1078** of **2020** dated **10.10.2020** under Section **376(D)/506** of the Indian Penal Code.

-And-

In the matter of : **Manab Roy**

... ..Petitioner

Mr. Debasish Mukhopadhyay, Advocate

... .. For the Petitioner

Mr. Aditishankar Chakraborty, Id. APP

Mr. Tapan Bhattacharjee, Advocate

... ..For the State

Petitioner seeks anticipatory bail.

Learned advocate appearing for the petitioner submits that the principal accused was granted bail by the jurisdictional Court. Other co-accused were either on bail or on anticipatory bail.

Learned advocate appearing for the State draws the attention of the Court to the statements of the victim recorded under Section 164 of the Criminal Procedure Code and the medical report.

It appears from the statements recorded under Section 164 of the Criminal Procedure Code of the victim that the petitioner ravished the victim. The medical report

tends to corroborate the statements recorded under Section 164 of the Criminal Procedure Code of the victim.

Considering the gravity of the offence and the involvement of the petitioner therein, we are not inclined to grant anticipatory bail to the petitioner.

Prayer for anticipatory bail of the petitioner is **rejected**.

CRM(A) 76 of 2022 is dismissed.

(Debangsu Basak, J.)

(Bibhas Ranjan De, J.)