

12.07.2022.

Item No. 28

ap

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

C.R.M. (A) No. 328 of 2022

In Re:- An application for anticipatory bail under Section 438 of the Code of Criminal Procedure, 1973 filed on 06.07.2022 in connection with Malbazar Police Station Case No. 302 of 2022 dated 17.04.2022 under Sections 498A/304B/306/34 of the Indian Penal Code.

And

In the matter of: **Suranjan Bepari @ Sudip Bepari.**

...petitioner

Mr. Satarudriya Mukherjee,
Mr. Debjit Kundu.

...For the petitioner

Mr. Ujjwal Luksom,
Ms. Namrata Das.

....For the State

The application for anticipatory bail is canvassed on the ground that the principal accused has been granted bail by the Court below.

The petitioner apprehends arrest in a case which according to the petitioner has no basis.

It is submitted that there is no independent evidence to suggest involvement of the petitioner against the death of his sister-in-law.

Counsel for the State opposes the prayer for anticipatory bail and submits that the petitioner is absconding and searches are continuing on the part of the police.

Having carefully considered the materials in the case diary and in view of the fact that the petitioner is absconding till date, this Court finds substantial allegations against the petitioner in the case diary. It, therefore, cannot be said that there are no materials against the petitioner.

In such circumstances, the prayer for anticipatory bail of the petitioner is rejected at this stage.

The Case Diary be returned.

C.R.M. (A) No. 328 of 2022 is, thus, dismissed.

All parties shall act on the server copy of this order duly downloaded from the official website of this Court.

(Ananda Kumar Mukherjee, J.) (Rajasekhar Mantha, J.)