

01.02.2023
Serial no. 35
[Dd]
(Anticipatory bail)
(Rejected)

CRM (A) 415 of 2023

In re : An Application for **Anticipatory Bail** under Section **438** of the Code of Criminal Procedure in connection with **Murutia** Police Station Case No. **311** of **2022** dated **23.12.2022** under Sections **448/354B** of the Indian Penal Code.

-And-

In the matter of : **Dipankar Das**

... ..**Petitioner**

Mr. Sourav Mukherjee , Advocate
... .. For the Petitioner

Mr. B. K. Roy,
Ms. Kum Kum Mitra, Advocates
... ...For the State

Petitioner prays for anticipatory bail.

Learned advocate appearing for the petitioner submits that the petitioner was falsely implicated. Petitioner complied with the notices under Section 41A of the Criminal Procedure Code.

Learned advocate appearing for the State draws the attention of the Court to the statement of the victim recorded under Section 164 of the Criminal Procedure Code as well as the statement recorded under Section 161 of the Criminal Procedure Code.

The victim in her statement recorded under Section 164 of the Criminal Procedure Code implicates the petitioner. Her version of the incident stands corroborated by a neighbour recording a statement under Section 161 of the Criminal Procedure Code.

In such circumstances, considering the gravity of the offence and the involvement of the petitioner therein, we are unable to grant anticipatory bail to the petitioner.

Prayer for anticipatory bail of the petitioner is **rejected**.
CRM (A) 415 of 2023 is **dismissed**.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)