

22.02.2023

Sl.14

Court No.29

(AD)

(Rejected)

C.R.M. (A) 752 of 2023

In Re: - An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with **Kalitala Ashuti** Police Station Case No.**31 of 2023** dated **12.02.2023** under Sections **341/326/307/34** of the Indian Penal Code, 1860.

And

In the matter of: **Ramiz Gharami & Ors.**

....petitioners.

Mr. Shibaji Kumar Das

Ms. Rupsa Sreemani

...for the petitioners.

Mr. Imran Ali

Ms. Debjani Sahu

...for the State.

Mr. Gouranga Das

Mr. Indubhusan Das

... for the de facto complainant.

Petitioners pray for anticipatory bail.

Learned Advocate appearing for the petitioners submits that a free fight took place with regard to construction work.

State and the de facto complainant are represented.

Learned Advocate appearing for the State draws the attention of the Court to the injury report of one of the injured as well as two statements of eye-witnesses recorded under Section 161 of the Code of Criminal Procedure.

Learned Advocate appearing for the de facto complainant refers to the injury reports of the injured.

One injured received a fracture injury.

There are statements recorded under Section 161 of the Code of Criminal Procedure implicating the petitioners in the incident of assault.

In such circumstances, considering the gravity of the offence

and the involvement of the petitioners in the incident, we are unable to grant anticipatory bail to the petitioners.

Accordingly, the prayer for anticipatory bail of the petitioners is rejected.

C.R.M. (A) 752 of 2023 is dismissed.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)

