

22.02.2023

38

Ct. No. 29

**KAUSHIK
REJECTED**

C.R.M.(A) 785 of 2023

In Re:- An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with **Durgapur** Police Station Case No. **552** of **2022** dated **16.11.2022** under Sections 341/323/325/354A/307/354B/506/34 of the Indian Penal Code.

And

In Re : Dayashankar Yadab & Ors.

..... petitioners

Mr. Amajit De

Ms. Shakshi Rathi

Mr. Pratick Acharjee

....for the petitioners

Mr. Neguive Ahmed

Ms. Trina Mitra

....for the State

All the three petitioners are implicated in the assault of the victim resulting in fracture injury of the victim.

The co-accuseds, who were enlarged on anticipatory bail, apparently, are not standing on the same footing as that the petitioners herein.

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) 785 of 2023 is dismissed.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)

