

18.04.2023

Serial no. 08

[Dd]

(Anticipatory bail)

(Rejected)

CRM (A) 1601 of 2023

In re : An Application for **Anticipatory Bail** under Section **438** of the Code of Criminal Procedure in connection with **Mandarmani Coastal** Police Station Case No. **77** of **2022** dated **21.11.2022** under Sections **467/468/471/420/120B** of the Indian Penal Code.

-And-

In the matter of : **Sakina Khatun & Anr.**

... ..Petitioners

Mr. Sabir Ahmed,
Mr. Abdur Rakib,
Mr. Dhiman Chatterjee,
Mr. Biswajit Sarkar, Advocates
... .. For the Petitioners

Mr. Joydeep Roy, Jr. Govt. Adv.
Mr. Amanul Islam, Advocate
... ..For the State

Mr. Arindam Sen,
Mr. Saurav Basu,
Mr. Smit Bhanja, Advocates
... ..For the de facto complainant

Petitioners are the owners of an immovable property. Apparently, petitioners appointed a Power of Attorney holder. Such Power of Attorney holder apparently sold the immovable property to numerous persons. The de facto complainant claims to be one of such purchaser. According to the de facto complainant bank transactions of a sum of Rs.18 lakhs was made to the Power of Attorney holder and the balance consideration amount was paid to the petitioners directly.

The investigations are yet to be concluded.

Petitioners as the owner cannot absolve themselves of responsibility.

In such circumstances, we are unable to grant anticipatory bail to the petitioners.

Prayer for anticipatory bail of the petitioners is **rejected**.
CRM (A) 1601 of 2023 is **dismissed**.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)