

21.04.2023

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Ct. No. 29

CHC

Rejected

C.R.M.(A) 1708 of 2023

In Re:- An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with **Bagnan** Police Station Case No. **655** of **2022** dated **12.12.2022** under Sections **448/323/325/354/379/506/34** of the Indian Penal Code, adding Section **304** of the Indian Penal Code subsequently charge sheet under Sections **448/ 323/ 325/ 304/ 354/ 506/ 34** of the Indian Penal Code.

And

In the matter of : Jushna Bar @ Jotshna Bar & anr.

..... petitioners

Md. Sarwar Jahan,
Mr. Maidul Islam Kayd,
Mr. Sumit Naskar

....for the petitioners

Mr. Arijit Ganguly,
Mr. Avil Ghatak

....for the State

Both the petitioners were involved in an incident of assault.

A person died in such incident of assault.

Eyewitness implicates three persons who assaulted the deceased. Role of the petitioners before us are stated to be one of provocation and/or throwing brick bat at the victims.

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

CRM (A) 1708 of 2023 is rejected.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)