

18.05.2023

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Ct. No. 29

**KAUSHIK
REJECTED**

C.R.M.(A) 2055 of 2023

In Re:- An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with **Kaliachak** Police Station Case No. **27** of **2023** dated **06.01.2023** under Sections 379/411/413/414 of the Indian Penal Code.

And

In Re : Obaidul Sk @ Obaidur Sekh

..... petitioner

Md. Wasim Akram

....for the petitioner

Mr. Saibal Bapuli

Mr. Soumik Ganguly

....for the State

The materials in the case diary suggest that, the petitioner is involved in a racket of stealing mobile phones from unsuspecting members of the public.

Filing of charge-sheet is a ground canvassed for seeking anticipatory bail. Mere filing of the charge-sheet is of no consequence. We are to consider the involvement of the petitioner in the incident and the gravity of the offence. Father of the petitioner was arrested. Stolen mobile phones were recovered. Nexus of the petitioner with the stealing of mobiles cannot be overlooked.

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

Accordingly, prayer for anticipatory bail of the petitioner is rejected and the application being CRM (A) 2055 of 2023 is dismissed.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)