

29.05.2023
Vacation Bench
SL No.59
s.biswas/sayandeep

C.R.M. (A) 2140 of 2023

In Re: - An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with **Para** P.S. Case No. **30 of 2023** dated **07.04.2023** under Sections **466/471/473** of the IPC.

And

In the matter of: **Md. Ashuruddin Ansari**

....Petitioner

Mr. Soumyajit Das Mahapatra
Mr. Shamik Chatterjee
Mr. Aditya Bikram Mahata
Mr. Sahil Kabir

...for the Petitioner

Mr. Swapan Banerjee
Ms. Sujata Das

...for the State

Mr. Mahapatra, learned advocate appearing on behalf of the petitioner submits that he is ready and willing to cooperate with the investigation and the police authorities have not given opportunity to comply with the notice under Section 41A of the Cr.P.C.

Mr. Banerjee, learned advocate on behalf of the State, opposes the prayer for anticipatory bail and submits that the Pradhan's signature and seal have been forged and notices were served under Section 41A of the Cr.P.C. To that extent, the statements of the witnesses had also been shown.

Without entering into the merits of the contention regarding the allegation, we are primarily of the opinion that the petitioner has not cooperated with the investigation and as such, he is not entitled to the benefit of the anticipatory bail.

Accordingly, CRM (A) 2140 of 2023 is dismissed.

(Rai Chattopadhyay, J.)

(Tirthankar Ghosh, J.)

