

04.07.2023

Sl. 5

Court No. 29

Sourav

(Rejected)

C.R.M. (A) 2253 of 2023

In Re: - An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with **Bidhannagar East** Police Station Case No. **58** dated **04.05.2023** under Sections **468/471** of the Indian Penal Code, 1860 (G.R. Case No. **432** of **2023**).

And

In the matter of: **Debabrata Giri @ Debu & Anr.**

....petitioners.

Mr. Himanshu De, Sr. Adv.
Mr. Navanil De
Mr. Rajeshwar Chakraborty
Mr. Srinjan Ghosh
Mr. Subhrajit Dey
Ms. Monami Mukherjee

...for the petitioners.

Mr. Ranabir Roy Chowdhury
Mr. Sandip Chakraborty

...for the State.

1. Heard learned Counsel for the parties.
2. Perused the report submitted by the I.O., Detective Department, Bidhannagar Police Commissionerate which learned State Counsel placed today in Court.
3. After hearing learned Counsel for both the parties, we are of the view that in view of the nature of allegation and alleged offence, custodial interrogation of both the petitioners is necessary, though the principal accused is stated to have been released on regular bail in the meantime.
4. Regard being had to such facts and submissions, we do not deem it just and proper to exercise our discretion in favour of the petitioners under Section 438 Cr.P.C. at this stage.
5. Accordingly, the prayer for the anticipatory bail is rejected.

6. The application being **CRM (A) 2253 of 2023** is dismissed.

(Chitta Ranjan Dash, J.)

(Apurba Sinha Ray, J.)

