

12.07.2023

Sl. 6

Court No. 29

Suvayan

(Rejected)

C.R.M. (A) 2359 of 2023

In Re: - An application for anticipatory bail under Section 438 of the Code of Criminal Procedure filed in connection with **Kaliachak** Police Station Case No. **564 of 2022** dated **26.05.2022** under Sections **448/323/326/354/308/302/34** of the IPC, 1860 corresponding to G.R. Case No. **3102 of 2022**.

And

In the matter of: **Amirul Hoque & Anr.**

....petitioners.

Mr. Mobashshara Alam

...for the petitioners.

Mr. Ranabir Roy Chowdhury

Mr. Sandip Chakraborty

...for the State.

1. Heard learned Counsel for both the parties.
2. The present petitioners are alleged to have cut hold of the victim when the principal accused is alleged to have dealt the fatal blow. This petition for anticipatory bail is filed after one year of the occurrence and proclamation is stated to have been issued against all the accused persons including the present petitioners in the meantime.
3. Regard being had to the gravity of offence, nature of implication and punishment prescribed, we are not inclined 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) 2359 of 2023** is dismissed.

(Chitta Ranjan Dash, J.)

(Apurba Sinha Ray, J.)

