

17.07.2023
ML. 54
Court No. 29
Sourav
(Rejected)

C.R.M. (A) 2448 of 2023

In Re: - An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with **Kaliganj** Police Station Case No. **659** of **2022** dated **09.10.2022** under Sections **341/326/307/34** IPC.

And

In the matter of: **Babai Saha @ Soumen Saha**

....petitioner.

Mrs. Karabi Roy

...for the petitioner.

Mr. S. S. Imam

Mr. R. Jana

...for the State.

1. Heard learned Counsel for the parties.
2. The petitioner with another is alleged to have assaulted the victim with a knife causing stab injury on his left side wall of the chest that too in an inebriated state.
3. We do not think it proper to grant pre-arrest liberty to such a person who is always a nuisance on such state.
4. In view of such fact, we are not inclined to exercise our discretion in favour of the petitioner under Section 438 Cr.P.C.
5. Accordingly, the prayer for anticipatory bail is rejected.
6. The application being **CRM (A) 2448 of 2023** is dismissed.

(Chitta Ranjan Dash, J.)

(Partha Sarathi Sen, J.)

