

02.08.2023

Sl. 14

Court No. 29

Suvayan

(Rejected)

C.R.M. (A) 2487 of 2023

In Re: - An application for anticipatory bail under Section 438 of the Code of Criminal Procedure filed in connection with **Barasat Cyber Crime** Police Station Case No. **02 of 2023** dated **22.02.2023** under Sections **420/406/120B** of the IPC and Sections **66D** of the I.T. Act, 2000.

And

In the matter of: **Siddhartha Sarkar**

....petitioner.

Mr. Sudipta Moitra, Sr. Adv.

Mr. Supratic Roy

Mr. Sudipta Roy

Mr. Shuvajit Roy

...for the petitioner.

Mr. Rudradipta Nandy, APP

Mr. Ranadeb Roychowdhury

...for the State.

Mr. Soumyajit Das Mahapatra

Ms. Madhurai Sinha

...for the de facto complainant.

1. Heard learned Counsel for both the parties.
2. The investigation is stated to have been handed over to C.I.D. in view of the enormity of the alleged transactions undertaken by the petitioner to defraud many people. Subsequently, offence under Sections 468 and 471 and Section 7 of the State Emblem of India (Prohibition of Improper Use) Act, 2005 has been added. From the police papers it is found that there is also manipulation by the petitioner so far as order of different Courts including Supreme Court is concerned. This is a fit case where custodial interrogation of the petitioner is highly necessary.
3. In view of seriousness of the charge and requirement of his custodial interrogation, we are not inclined to exercise our discretion in favour of the petitioner under Section 438 Cr.P.C.
5. Accordingly, the prayer for the anticipatory bail is rejected.

6. The application being **CRM (A) 2487 of 2023** is dismissed.

(Chitta Ranjan Dash, J.)

(Partha Sarathi Sen, J.)

