

25.08.2023

SL. 1

Court No. 29

Sourav

C.R.M. (A) 3140 of 2023

In Re: - An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with **RPF Post (Mechada) MCA** Case No. **01** dated **10.03.2022** under Section **3(a)** of the Railway Property (unlawful possession) Act, 2012.

And

In the matter of: **Santosh Barma**

....petitioner.

Mr. Shambhunath Ray

Mr. Bikramjit Mandal

Mrs. Amrita Tewari

Mrs. Tuhina Parvin

...for the petitioner.

Mr. Anirban Mitra

Mr. Pradyat Saha

... for the respondent no. 2.

1. Heard learned Counsel for the parties.
2. From paragraph 8 of the petition, it is found that proclamation has been issued against the petitioner under Section 82 Cr.P.C. by the learned Chief Judicial Magistrate, Tamluk on 12.07.2023.
3. This petition has been filed on 27.07.2023 after issuance of proclamation.
4. In view of such fact, the present petition for anticipatory bail is not maintainable in view of the judicial dictums.
5. Accordingly, the application being **CRM (A) 3140 of 2023** is dismissed.

(Chitta Ranjan Dash, J.)

(Partha Sarathi Sen, J.)

