

19.09.2023
SL. 10
Court No. 29
Sourav
(Rejected)

C.R.M. (A) 3252 of 2023

In Re: - An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with **Patashpur** Police Station Case No. **233** of **2023** dated **21.05.2023** under Sections **450/376D** IPC.

And

In the matter of: **Sk. Sahajahan @ Sk. Sajan @ Sk. Sajan**
....petitioner.

Mr. Amitabha Karmakar
Mr. Arup Kumar Bhowmick
...for the petitioner.

Mr. Saibal Bapuli, Ld. APP
Mr. Arijit Ganguly
Mr. Sanjib Kumar Dan
...for the State.

1. Heard learned Counsel for the parties.
2. Perused the statement of the victim as recorded under Section 164 Cr.P.C. as well as other materials as available in the C.D.
3. It appears that the allegation as made out in the FIR as against the present petitioner as well as other two co-accused persons are really grievous in nature.
4. Considering such circumstances and especially the nature of offence, we are not inclined to exercise our discretion under Section 438 Cr.P.C. in favour of the present petitioner.
5. Accordingly, the prayer for anticipatory bail is rejected.
6. The application being **CRM (A) 3252 of 2023** is dismissed.

(Chitta Ranjan Dash, J.)

(Partha Sarathi Sen, J.)

