

29.08.2023
(D/L 34)
Ct. No.29
Rejected
(SKB)

CRM (A) 3409 of 2023

In Re:- An application for anticipatory bail under section 438 of the Code of Criminal Procedure in connection with Hogelberia P.S. Case No.57 of 2023 dated 12.03.2023 under Sections 186/189/325/326/332/333/353/354/34 of the Indian Penal Code.

In the matter of : Mafijul Mondal @ Akali and others
... Petitioners

Mr. Ashok Das,
Mr. Amanul Islam,
Mr. Sourav Mukherjee
... for the petitioners

Mr. P. K. Dutta,
Mr. P. K. Ganguly
... for the State

1. Heard learned Counsel for the parties.
2. The prayer of the petitioners was turned down by a co-ordinate Bench vide order dated 29.5.2023 in CRM(A) 2134 of 2023.
3. The present petition is moved on the ground that the earlier co-ordinate Bench have not taken into consideration the injury sustained by the victims.
4. In view of the bar under Section 362 Cr.P.C., we cannot review the earlier order passed by the co-ordinate Bench and such a fact is also not a supervening circumstance.
5. Accordingly, the prayer for anticipatory bail is rejected.
6. CRM(A) 3409 of 2023 is dismissed.

(Chitta Ranjan Dash, J.)

(Partha Sarathi Sen, J.)