

19.09.2023
ML. 142
Court No. 29
Suvayan
(Rejected)

C.R.M. (A) 3749 of 2023

In Re: - An application for anticipatory bail under Section 438 of the Code of Criminal Procedure filed in connection with **Deganga** Police Station Case No. **328 of 2023** dated **05.07.2023** under Sections **302/34** of the IPC read with Section **3/4** of the Explosive Substances Act and Sections **25/37** of the Arms Act.

And

In the matter of: **Kutbuddin Mondal & Ors.**

....petitioners.

Mr. Md. Abdur Rakib
Mr. Saikat Chatterjee

...for the petitioners.

Mr. Neguive Ahmed, APP
Ms. Ayantika Roy

...for the State.

1. Heard learned Counsel for both the parties.
2. Though it is submitted on behalf of the petitioners that the victim of the incident died on account of accidental bomb blast, the same has been disputed and opposed on behalf of the State.
3. Learned Counsel for the State draws our attention to the order dated 11.08.2023 as passed by us in CRM (A) 3025 of 2023 whereby and whereunder an application for anticipatory bail of one co-accused, Abdul Khalek Mondal was rejected. As rightly submitted by learned Counsel for the State that it is not a case of accidental explosion but intentional explosion by the present petitioners along with other co-accused persons. One of such co-accused, viz., Abdul Khalek Mondal has been denied the benefit of anticipatory bail earlier.
5. Accordingly, the prayer for the anticipatory bail is rejected.
6. The application being **CRM (A) 3749 of 2023** is dismissed.

(Chitta Ranjan Dash, J.)

(Partha Sarathi Sen, J.)

