

45 01.05.2023
(AD) Court No.29

C.R.M. 8613 of 2018

In Re: - An application for cancellation of anticipatory bail under
Section 439(2) of the Code of Criminal Procedure.
And

In the matter of: - Goutam Bhattacharjee @ Goutam Acharya
...petitioner.

Mr. Soujanya Bandyopadhyay
... for the petitioner.

Order dated June 28, 2018 passed by the learned Sessions
Judge, In-Charge, granting anticipatory bail to the private opposite
party is under challenge in the present application.

The learned Sessions Judge considered the materials in the
case diary including the statements recorded under Section 161 of
the Code of Criminal Procedure and returned a finding that
custodial detention of the private opposite party was not necessary.

The police complaint relates to an immovable property.

It is the claim of the de facto complainant that, the private
opposite party is in possession on the basis of a fake title deed.

The police complaint, therefore, revolves around a document.

We, therefore, find no reason to interfere with the impugned
order.

The certified copy of the impugned order is already on record.

C.R.M. 8613 of 2018 is dismissed.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)

