

21.09.2023

ML. 253
Court No. 29
Sourav
(Dismissed)

C.R.M. (A) 3861 of 2023

In Re: - An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with **Uttarpara** Police Station Case No. **96** of **2023** dated **15.03.2023** under Sections **454/387/324/354/392/506/34** IPC read with Sections **25/27** of the Arms Act (corresponding to G.R. Case No. 600 of 2023).

And

In the matter of: **Vivek Jhwar**

....petitioner.

Mr. Arka Pratim Chowdhury
Ms. Shreya Chakraborty
Mr. Tamal Singha Roy
Ms. Tuhina Chowdhury

...for the petitioner.

Mr. Madhusudan Sur, Ld. APP
Mr. Dipankar Paramanick

...for the State.

1. Heard learned Counsel for the parties.
2. The earlier petition for anticipatory bail was rejected by a co-ordinate Bench vide order dated 27.04.2023 passed in CRM (A) 1780 of 2022.
3. This second application for anticipatory bail is filed on the ground that the principal accused has in the meantime been enlarged on anticipatory bail by this Court on 08.08.2023. Such a ground cannot be held to be a supervening circumstance when the earlier petition of the petitioner has been rejected on merit.
4. Accordingly, the application being **CRM (A) 3861 of 2023** is dismissed.

(Chitta Ranjan Dash, J.)

(Partha Sarathi Sen, J.)

