

29.09.2023

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rejected

C.R.M. (A) No. 4413 of 2023

In Re:- An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with Pukhuria Police Station Case No. 255 of 2019 dated 12.07.2019 under Sections 363/365/368/34 of the Indian Penal Code.

And

In Re : Khairul Hoque alias Sairul Hoque alias Sairul petitioner

Mr. Soupal Chatterjee
Mr. Prabir Kumar Das
Ms. Sucheta Banerjee

... for the petitioner

Mr. Anowar Hossain
Ms. Sreyashee Biswas

... for the State

1. Learned Counsel for the petitioner submits an earlier criminal case was registered against the husband of the victim in 2013. In retaliation he has been falsely implicated. He prays for bail.

2. Learned Counsel for the State opposes the prayer for bail.

3. We have considered the statement of the victim lady. She states that she had been raped by the petitioner. Petitioner had absconded for four years. Under such circumstances, we do not consider it prudent to grant anticipatory bail to the petitioner.

4. The application for anticipatory bail is, thus, rejected.

(Partha Sarathi Sen, J.)

(Joymalya Bagchi, J.)

