

03.01.2023
Sl.19
Court No.29
(AD)
(Rejected)

C.R.M. (A) 6022 of 2022

In Re: - An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with **Barrackpore** Police Station Case No.**219 of 2022** dated **29.11.2022** under Sections **147/341/186/353/332/333/224/225/379/511** of the Indian Penal Code, 1860.

And

In the matter of: **Bijay Yadav & Ors.**

....petitioners.

Mr. Ayan Bhattacharjee
Ms. Ankita Das Chakraborty
Mr. Sagnik Mukherjee
Mr. Shaunak Lahiri

... for the petitioners.

Mr. Saswata Gopal Mukherji, Ld. PP
Ms. Faria Hossain
Mr. Anand Keshari

...for the State.

Petitioners pray for anticipatory bail.

Apparently, the petitioners were involved in an incident which resulted in police personnel suffering injuries when such police personnel went to arrest a person.

At this stage, learned Advocate appearing for the petitioners seek leave to withdraw the petition.

The prayer was made subsequent to the Court disclosed the intention of rejection.

Consequently, we are unable to accede to the request of withdrawal.

The materials in the case diary do not obviate the requirement of custodial interrogation of the petitioners.

Granting anticipatory bail to the petitioners will send a wrong signal to the society, in the facts and circumstances of the case.

In such circumstances, we are unable to grant anticipatory bail to the petitioners.

Accordingly, the prayer for anticipatory bail of the petitioners is rejected.

C.R.M. (A) 6022 of 2022 is dismissed.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)