

**IN THE HIGH COURT AT CALCUTTA
CIRCUIT BENCH AT JALPAIGURI
APPELLATE SIDE**

27.02.2023.
155/tkm

C.R.M. (A) 105 of 2023

In Re : An application for anticipatory bail under section 438 of the Code of Criminal Procedure in connection with Sitalkuchi P.S case no. 104 of 2021 dated 5.5.2021 under sections 120B read with sections 143/147/148/149/302/34 IPC

and

In Re : Hamidul Miya & Anr.

... petitioners

Mr. S Das

..... for the petitioners

Mr. Sudipto Kr. Mazumdar

Mr. Sourab Kar

..... for the CBI

We have considered the materials on record. Statements of witnesses prima facie disclose involvement of the petitioner as member of the unlawful assembly who had assembled to murder the victim.

In view of the gravity of offence and prima facie involvement of the petitioner therein, we are not inclined to grant bail to the petitioner.

Accordingly prayer for anticipatory bail is rejected.

(Subhendu Samanta,J.)

(Joymalya Bagchi, J.)