

**CIRCUIT BENCH OF CALCUTTA HIGH COURT
AT JALPAIGURI**

04.04.2023
Court No.1
(D/L 48)
(rejected)

CRM (A) 206 OF 2023

In Re: An application for anticipatory bail under Section 438 of the Code of Criminal Procedure, 1973 filed on 24.03.2023 in connection with Phansidewa Police Station Case No.402 of 2022 dated 08.09.2022 under Sections 305/509 of the Indian Penal Code,1860 corresponding to G.R. Case no.4065 of 2022.

And

In the matter of: **Tina Bilung**

... Petitioner.

Mr. Joydeep Kanta Bhowmik
Mr. Sayantan Bhowmik

... for the petitioner.

Mr. Kallol Acharjee
Mr. Kallol Nag

... for the State.

Learned counsel for the petitioner has prayed for bail mainly emphasizing on the ground that the principal accused Biswadeep Tirkey was granted bail by the learned Additional District and Sessions Judge.

It is submitted that Biswadeep Tirkey was granted bail after being in custody for 45 days.

Learned public prosecutor is present with the case diary and has brought the notice of this Court to the relevant portion relating to the petitioner in the present case. From the material in the case diary the prima facie involvement of the petitioner in the present case does not permit this Court to grant anticipatory bail at this stage.

The application for anticipatory bail is, accordingly, rejected.

[SHAMPA DUTT (PAUL), J.]

(RAJARSHI BHARADWAJ, J.)