

06.06.2023
Court No.01
Item No. 70
Rejected

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

sg

CRM (A) 242 of 2023

In Re:- An application for anticipatory bail under section 438 of the Code of Criminal Procedure in connection with Phansidewa Police Station Case No. 415 of 2022 dated 20.09.2022 under Section 302 of the Indian Penal Code.

And

In Re: **Masidur @ Md. Magferat Hossain**

Petitioner

Ms. Pratusha Dutta Chowdhury

For the Petitioner

Mr. Aditi Shankar Chakraborty, Ld. APP

Mr. Kallol Nag

For the State

Mr. Kunaljit Bhattacharjee

Mr. Alok Sah

For the de-facto complainant

The learned Counsel for the petitioner submits that the petitioner is innocent and he has been falsely implicated in the instance case.

We have heard the learned Additional Public Prosecutor for the State and the learned counsel for the de-facto complainant.

Considering the nature of the offence and the post-mortem report produced along with CD, we are not inclined to grant anticipatory bail to the petitioner.

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

CRM (A) 242 of 2023 is, thus, disposed of.

All parties shall act on the server copies of this order duly downloaded from the official *website* of this Court.

(Raja Basu Chowdhury, J)

(Soumen Sen, J)