

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

18.08.2023

Court No.1

Item. 35

(sg/cm)

CRM(A) 616 OF 2023

In Re: An application for Anticipatory Bail under Section 438 of the Code of Criminal Procedure, 1973 filed in connection with Ghokshadanga Police Station Case No. 239 of 2023 dated 17.05.2023 under Sections 363/365/341/323/506/109 of the Indian Penal Code, 1860.

And

In the matter of: CHANDAN MANDAL

.Petitioner.

Mr. Sudip Guha

For the Petitioner.

Mr. Kallol Acharjee

For the State.

1. The statement given under Section 164 of the victim girl reflects that the petitioner is the prime accused in the ongoing case. The fact that two others were released by an order of a Co-ordinate Bench on 3rd July, 2023 does not assist the petitioner since the petitioner is not on a similar footing as two others.
2. Considering the statement of the victim girl and the involvement of the petitioner in the alleged offence, we are not inclined to grant prayer for anticipatory bail.
3. CRM(A) 616 of 2023 is accordingly rejected.

(PRASENJIT BISWAS,J.)

(MOUSHUMI BHATTACHARYA,J.)

