

13.02.2024
Item No.2
Ct. No. 29
CHC
Rejected

C.R.M.(A) 407 of 2024

In Re:- An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with **Tehatta** Police Station Case No. **267** of **2023** dated **04.04.2023** under Sections **498A/325/376/34** of the Indian Penal Code.

And

In the matter of : Jayabrata Singha Roy & ors.

..... petitioners

Mr. Debasis Kar

....for the petitioners

Mr. Bitasok Banerjee

....for the State

Five petitioners are before us seeking anticipatory bail.

All the petitioners before us stand implicated, on the statement of the victim recorded under Section 164 of the Criminal Procedure Code of being tortured both mentally and physically.

So far as physical aspect is concerned, we find that, there are old burn marks found on the body of the victim. We also find that, there are injuries on the victim inflicted by fastening of scarf as also by a bidi.

Considering the materials in the Case Diary, gravity of the offence and involvement of the petitioners in the incident, we are unable to grant anticipatory bail to the petitioners.

This application for anticipatory bail is, thus, rejected.

CRM(A) 407 of 2024 is disposed of.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)