

01.03.2024
06
Ct. No. 29
S.D.
REJECTED

C.R.M.(A) 727 of 2024

In Re:- An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with **Raiganj** Police Station Case No. **741 of 2023** dated **14.07.2023** under Sections **498A/323/307/377/34** of the Indian Penal Code under Section **376** of the Indian Penal Code.

And

In Re : **Mojamil Haque @ Majammel Haque & Ors.**

..... petitioners

Mr. M. Nazar Chowdhury
...for the petitioner

Mr. Partha Pratim Das
Mr. Sk. Arif Hossain
.... for the State

Defacto-complainant recorded a statement under Section 164 of the Cr.P.C. which discloses a sordid state of affairs. In the statement under Section 164 Cr.P.C., she implicates not only her husband, but all the petitioners before us in raping her and inserting bamboo and glass objects into her private parts. All the petitioners including the husband are placed at the time and place of occurrence.

The defacto-complainant was medically examined and the doctor found bamboo and glass objects on her private parts.

Statement of the defacto-complainant under Section 164 of the Cr.P.C. stands corroborated by the medical evidence on record.

Considering the gravity of the offence and the involvement of the petitioners therein, we are unable to grant anticipatory bail to the petitioners and the prayer for anticipatory bail is rejected.

The application being **CRM (A) 727 of 2024** is dismissed.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)