

05.03.2024
DL-10
Court No.29
(AD)
(Dismissed
as not
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C.R.M. (A) 757 of 2024

In Re: - An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with **Kaliachak** Police Station Case No.**1335 of 2022** dated **19.11.2022** under Sections **379/411/413/414** of the Indian Penal Code, 1860. Charge sheet submitted vide no.511/2023 dated 16.05.2023 under Sections **379/411/413/414** of the Indian Penal Code read with Sections **21(c)/27A/29** of NDPS Act. (NDPS Case No.191 of 2022).

And

In the matter of: **Jenarul Mia @ Janarul Mia @ Jenarul Miya**
....petitioner.

Mr. Sujoy Sarkar
Mr. Musharraf Alam Sk.
Ms. Susmita Ghorai
Mr. Rahul Chachan

... for the petitioner.

Mr. Rana Mukherjee, Ld. APP
Mr. Arabinda Manna

... for the State.

Petitioner prays for anticipatory bail on the ground of parity with two other co-accuseds who were extended such facility by the order dated January 4, 2024 passed in CRM (A) 5721 of 2023.

Learned Advocate appearing for the State submits that, proclamation as against the petitioner was executed on January 10, 2024.

The present application was filed on February 27, 2024.

Proclamation as against the petitioner was executed on January 10, 2024.

In such view, the present application is not maintainable and petitioner cannot be enlarged on anticipatory bail on the ground of parity with the other co-accuseds.

C.R.M. (A) 757 of 2024 is dismissed as not maintainable.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)