

12.03.2024
Item No.14
Ct. No. 29
CHC
Rejected

C.R.M.(A) 873 of 2024

In Re:- An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with **Tarakeswar** Police Station Case No. **458** of **2023** dated **26.11.2023** under Sections **341/326/307/427/506/34** of the Indian Penal Code.

And

In the matter of : Munsu Badruddoja @ Munshi Badruddaja
@ Munshi Badruddaja
@ Munshi Badruddaja

..... petitioner

Mr. Navanil De,
Ms. Monami Mukherjee
....for the petitioner

Mr. Debabrata Chatterjee
....for the State

Police filed charge-sheet.

Learned advocate appearing for the petitioner submits that, petitioner was at his son's marriage at the material point of time.

Victim suffered simple incised wound and lacerated injuries administered by sharp cutting weapons. Victim recorded his statement under Section 164 of the Criminal Procedure Code implicating the petitioner before us in using a sharp cutting weapon to administer such wounds on him. Wounds suffered by the victim and statement recorded under Section 164 of the Criminal Procedure Code corroborate each other. Eyewitnesses recording statements under Section 161 of

the Criminal Procedure Code also place the petitioner at the time and place of occurrence and ascribe specific role to the petitioner in assaulting the victim.

Considering the gravity of the offence and the involvement of the petitioner therein, notwithstanding the fact that, police filed charge-sheet, we are unable to grant anticipatory bail to the petitioner.

This application for anticipatory bail is, thus, rejected.

CRM(A) 873 of 2024 is disposed of.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)