

09.04.2024

Item No.101

AD/SD

Court No.28

(Rejected)

C.R.M. (A) No. 1215 of 2024

In Re:- An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with **Panrui** Police Station Case No.**41 of 2022** dated **17.03.2022** under Sections **467/468/471/474/420/120B/504/506** of the Indian Penal Code, 1860. (G.R. Case No.372 of 2022)

And

In Re : Rabiul Molla

..... petitioner

Mr. Sujoy Sarkar

Mr. Rahul Chanchan

.....for the petitioner

Mr. Rudradipta Nandy, Ld. APP

Ms. Sanjana Saha

....for the State

1. Petitioner submits he is a *bona fide* purchaser for value and prays for anticipatory bail.
2. Learned Lawyer for the State submits the owner of the land expired in 2022. Petitioner had set up a person to impersonate as the owner and fraudulently executed a false deed in his favour.
3. We have considered the materials on record. Statement of the person who impersonated the deceased owner implicates the petitioner in the crime. Fact that the consideration sum over Rs.2 lac had been paid in cash is a suspicious circumstance which casts the doubt on the bona fides of the transaction.
4. In view of the aforesaid incriminating facts, we are of the opinion custodial interrogation is necessary and this is not a fit case to grant anticipatory bail to the petitioner.

5. Accordingly, the prayer for anticipatory bail of the petitioner is rejected.

6. **C.R.M. (A) No. 1215 of 2024** is dismissed.

(Gaurang Kanth, J.)

(Joymalya Bagchi, J.)