

11.06.2024

Court No.29

Item No. 09

Rejected

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CRM (A) 1822 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. 524 of 2023 dated 04.07.2023 under Sections 498A/325/307/376/34 of the Indian Penal Code.

And

In Re: **Prakash Biswas**

Petitioner

Mr. Asraf Mandal

For the Petitioner

Ms. Anasuya Sinha, Ld. APP

Ms. Subhasree Patel

For the State

1. Learned counsel for the petitioner submits that the petitioner is the brother-in-law of the de-facto complainant and a false complaint has been lodged against the petitioner along with other in-laws.
2. Learned counsel for the State in opposing the prayer for anticipatory bail has referred to the statement of the victim recorded under Section 164 Cr.P.C.
3. Considering the materials available in the case diary and having regard to the fact that the victim has directly implicated the petitioner in the commission of the alleged offence, we are not inclined to grant anticipatory bail to the petitioner.
4. Accordingly, the prayer for anticipatory bail of the petitioner is rejected and the same is accordingly disposed of.

5. All parties shall act on the server copies of this order duly downloaded from the official *website* of this Court.

(Soumen Sen, J)

(Uday Kumar , J)