

23.07.2024

Court No.29

Item No. 31

Rejected

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CRM (A) 2188 of 2024

In Re:- An application for anticipatory bail under section 438 of the Code of Criminal Procedure in connection with **Jalangi** Police Station Case No. **614 of 2013** dated **13.06.2013** corresponding to G.R Case No. **2937 of 2013** under Sections **325/326/308/34** of the Indian Penal Code.

And

In Re: **Laxman Biswas @ Lakshan Biswas & Ors.**

Petitioners

Mr. Jisan Iqbal Hossain

For the Petitioners

Mr. Rana Mukherjee, Ld. APP

Mr. Subham Kanti Bhakat

For the State

1. Pursuant to our earlier order Mr. Shubham Bajaj, I.P.S, SDPO, Domkal, Murshidabad P.D is personally present in Court along with two Inspectors, namely, Nirmal Das, Sub-Inspector of Police, O/C, Islampur P.S, Murshidabad P.D and Subrata Ghosh, I/C, Halisahar P.S, Barrackpur P.C, North 24 Parganas.
2. The report dated 22nd July, 2024 filed today by Superintendent of Police, Murshidabad PD is taken on record. It appears from the said report that disciplinary proceeding has been initiated against I.O SI Nirmal Das of Jalangi P.S, presently posted as O.C Islampur P.S under Murshidabad PD vide Murshidabad Police District Proceeding No. 17/24 dated 21.07.24 and DO No. 2307 dated 21.07.24.
3. During the pendency of this petition and prior to this matter being taken on 9th July, 2024, the petitioner no. 1 was arrested. This was duly recorded in the order dated on 9th July, 2024.

4. We have perused the case diary. We are extremely unhappy with the conduct of the petitioners. Due to their long absconsion, the trial could not progress.
5. Considering the materials available in the case diary, the nature of injury being grievous in nature and the petitioners have been implicated by the injured and the neighbours, we are not inclined to grant anticipatory bail to the petitioners.
6. Accordingly, the prayer for anticipatory bail of the petitioners is rejected and the same is accordingly disposed of.
7. Personal appearance of the SDPO, Domkal is dispensed with along with two Inspectors.
8. 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)