

29.07.2024

Court No.29

Item No. 63

ar

CRM (A) 2538 of 2024

In Re:- An application for anticipatory bail under section 438 of the Code of Criminal Procedure, 1973 read with Section 482 of Bharatia Nagarik Suraksha Sanhita, 2023 in connection with Pukhuria Police Station Case No. 527 of 2023 dated 17.11.2023 corresponding to G.R Case No. 3681 of 2023 under Sections 341/323/325/326/307/34 of the Indian Penal Code.

And

In Re: **Md. Sumon Ali @ Suman Ali**

Petitioner

Mr. Kallol Mondal

Mr. Anindya Ghosh

Mr. Krishan Ray

Mr. Souvik Das

For the Petitioner

Mr. Bibhasan Bhattacharya

Mr. Dipankar Mahata

For the State

Mr. Mohinoor Rahaman

Ms. Maria Rahaman

For the De-facto Complainant

1. Learned counsel for the petitioners submits that the petitioners and the de-facto complainant are relatives and there has been a civil dispute between the parties and the petitioners have been falsely implicated in the instant case.
2. The statement of the daughter of the deceased recorded by the Magistrate states that the petitioners assaulted her deceased father with iron rod on the head. We have read the statement of the daughter which directly implicating the petitioners, we are not inclined to grant anticipatory bail to the petitioners.
1. Accordingly, the prayer for anticipatory bail of the petitioners is rejected and the same is accordingly disposed of.

2. 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)