

18.01.2024

Serial no. 26
Anticipatory bail
[Rejected]
Dd

CRM (A) 3231 of 2023

*In re : An Application for **Anticipatory Bail** under Section **438** of the Code of Criminal Procedure in connection with **Nakashipara** Police Station Case No. **165** of **2023** dated **04.03.2023** under Sections **467/468/506/34** of the Indian Penal Code, 1860.*

-And-

In the matter of : **Samir Dhali & Anr.**
... ..**Petitioners**

Mr. Apalak Basu,
Mr. Sumanta Das, Advocates
... ... For the Petitioners

Mr. Sudip Kumar, Advocate
... ...For the State

Mr. Kusal Kr. Mukherjee,
Mr. Narattam Acharyya, Advocates
... ...*For the de facto complainant*

Report as called for submitted in Court be taken on record.

Supplementary affidavit filed in Court be taken on record.

Petitioner before us is a power of attorney holder of one Kanai Banik. It was admitted by the petitioners on August 24, 2023 and recorded such, in the order that, the petitioners obtained the power of attorney from Kanai Banik who was not the owner of the immovable property concerned.

Based on such power of attorney, title documents were executed.

Involvement of the petitioners in the incident requires investigation.

In such circumstances, we are unable to grant anticipatory bail to the petitioners.

Subsisting interim order stands vacated.

Prayer for anticipatory bail of the petitioners is **rejected**.
CRM (A) 3231 of 2023 is **dismissed**.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)