

10.09.2024

Court No.29

Item No. 29

Rejected

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CRM (A) 3089 of 2024

In Re:- An application for anticipatory bail under Section 438 of the Code of Criminal Procedure corresponding to Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023 in connection with Mongolkote Police Station Case No.178 of 2024 dated 20.07.2024 corresponding to G.R Case No. 925 of 2024 under Sections 376/417/504/506/34 of the Indian Penal Code.

And

In Re: **Govind Chakarwari @ Maharaj Gobinda
Ballav Shastri**

Petitioner

Mr. Milon Mukherjee, Sr. Adv

Mr. S.D. Mahapatra

Mr. Palash Bapari For the Petitioner

Mr. Kunal Ganguly For the State

Mr. Uday Sankar Chattopadhyay

Mr. Pronay Basak

Ms. Rajashree Tah

Mr. Mohammad Reajul For the De-facto Complainant

1. We have heard Mr. Milon Mukherjee, learned senior counsel appearing for the petitioner. Mr. Mukherjee submits that the petitioner is a spiritual guru and he has been falsely implicated over a property matter.
2. Learned counsel for the State in opposing the prayer for anticipatory bail has referred to the case diary, more particularly, the statement of the victim recorded under Section 164 Cr.P.C.
3. Learned counsel for the de-facto complainant has also opposed the prayer for anticipatory bail.
4. Considering the materials available in the case diary, the nature and extent of complicity of the petitioner in the commission of the alleged offence and having regard to the statement of the victim recorded under Section

164 Cr.P.C. read with the medical report, we are not inclined to grant anticipatory bail to the petitioner.

5. Accordingly, the prayer for anticipatory bail of the petitioner is rejected and the same is accordingly disposed of.
6. All parties shall act on the server copies of this order duly downloaded from the official *website* of this Court.

(Soumen Sen, J)

(Prasenjit Biswas, J)