

17.09.2024
AD-28
Court No.29
TN

CRM (A) 3216 of 2024

In Re:- An application for anticipatory bail under Section 438 of the Code of Criminal Procedure, 1973 corresponding to Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023 filed in connection with Nandigram Police Station Case No. 415 of 2022 dated 20.05.2022 under Sections 363/366 of the IPC, subsequently charge sheet submitted under Sections 363/366/376(3) of the IPC and Section 4 of the POCSO Act.

And

In the matter of: **Ajay Patra @ Ajay Kumar Patra**

.... petitioner

Mr. Prabir Majumder

....for the petitioner

Mr. Sandip Chakraborty,
Mr. Habib Hasan

....for the State

1. In view of Section 438(4) of the Code of Criminal Procedure, an application for anticipatory bail is not maintainable for an offence committed under Section 376(3) of the Indian Penal Code.
2. Accordingly, the prayer for anticipatory bail of the petitioner is rejected.
3. All parties shall act on the server copy of this order duly downloaded from the official website of this Court.

(Soumen Sen, J.)

(Uday Kumar, J.)