

11.09.2024
Court No.29
Item No. 28

sg

CRM (A) 3233 of 2024

In Re:- An application for anticipatory bail under Section 482 of the BNSS corresponding to Section 438 of the Code of Criminal Procedure, in connection with Banshihari Police Station Case No. 165 of 2024 dated 29.05.2024 under Sections 420/467/465/468/471/109 of the IPC.

And

In Re: **Emrul Islam**

Petitioner

Mr. Subir Banerjee
Mr. Dipanwita Das
Mr. Anupam Ghosh

For the Petitioner

Mr. Madhusudhan Sur
Ms. Sujata Das

For the State

1. The learned Counsel for the petitioner submits that the petitioner is innocent and he is a victim of circumstances. It is contended that he is a purchaser for value without notice.
2. The learned Counsel for the State has produced the case diary and the statement of one of the seizure witnesses namely, DEO of ADSR Office at Buniadpur as deposed that the present petitioner has admitted his guilt. It is further submitted that Saifulla Mollah died in 1985 and the present petitioner in connivance with Abdul Jabbar have forged and fabricated a sale deed and had produced the forged document of identity of Saifulla Mollah at the time of registration.

3. Considering the aforesaid materials and the nature and extent of involvement of the petitioner in the commission of alleged offence, we are not inclined to grant anticipatory bail to the present petitioner.
4. The application for anticipatory bail of the present petitioner is rejected.

(Soumen Sen, J.)

(Prasenjit Biswas, J.)