

05.10.2024
AD-18
Court No.29
TN
(Rejected)

CRM (A) 3492 of 2024

In Re:- An application under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023 corresponding to Section 438 of the Code of Criminal Procedure, 1973, filed in connection with Uttarpara Police Station Case No. 117 of 2024 dated 16.03.2024 under Sections 420/406/467/471 of the IPC, 1860.

And

In the matter of: **Abhishek Roy**

.... petitioner

Mr. Avik Ghatak,
Mr. Amit Pareek,
Ms. Afreen Begum

....for the petitioner

Mr. Partha Pratim Das,
Ms. Pallavi Priyadarshee

....for the State

Mr. Kausik De,
Ms. Mohini Majumder,
Mr. Raghav Munshi

....for the *de facto* complainant

1. We have heard the learned counsel for the parties.
2. *Prima facie*, there is evidence of cheating. We are not convinced with the explanation offered on behalf of the petitioner. It appears that the petitioner has issued a cheque of Rs. 8.5 lakhs and did not honour the said cheque.
3. There is an allegation of forgery which is also adequately borne out from the case diary.
4. The *de facto* complainant is a widow.
5. Under such circumstances, we are not inclined to grant anticipatory bail to the petitioner.
6. Accordingly, this application for anticipatory bail of the petitioner is rejected.

7. The report is kept with the record.
8. 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.)