

08.01.2024
Item No.124
Ct. No. 29
CHC
Rejected

C.R.M.(A) 4730 of 2023

In Re:- An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with **Malda** Police Station Case No. **435/23** dated **03.08.2023** under Section **408** of the Indian Penal Code.

And

In the matter of : Subir Singha

..... petitioner

Mr. Kazi M. Rahman

....for the petitioner

Mr. Debasish Roy, Ld. P.P.

Mr. Navanil De

....for the State

Petition is taken up for consideration subsequent to the order dated October 17, 2023, passed by a coordinate Bench.

By such order, coordinate Bench granted interim anticipatory bail to the petitioner.

It is submitted at the bar that, such order was passed without consulting the materials in the Case Diary and in view of the ensuing Puja Vacation.

We perused the materials in the Case Diary.

Learned advocate appearing for the petitioner submits that, the petitioner was false implicated. Petitioner also filed a police complaint against the school authorities.

The materials in the Case Diary suggest that, the petitioner was engaged by school as a cashier. He apparently

took money from the members of the public for the purpose of admitting students in the school.

In view of the involvement of the petitioner in such incident as transpiring from the materials in the Case Diary, we are unable to confirm the interim order dated October 17, 2023 or grant anticipatory bail to the petitioner.

This application for anticipatory bail is, thus rejected.

CRM(A) 4730 of 2023 is disposed of.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)