

09.01.2024

Serial no. ML197

Anticipatory bail

[Rejected]

2d

CRM (A) 4843 of 2023

*In re : An Application for **Anticipatory Bail** under Section **438** of the Code of Criminal Procedure in connection with **Domkal** Police Station Case No. **281** of **2023** dated **02.05.2023** under Sections **341/326/307/34** of the Indian Penal Code, 1860.
(G.R. Case No. 1876 / 2023)*

-And-

In the matter of : **Asraful Sk**

... ..**Petitioner**

Mr. Golam Nure Imrohi, Advocate

... ... For the Petitioner

Mr. Sujan Chatterjee, Advocate

... ...For the State

Petition is taken up for consideration subsequent to order dated October 17, 2023.

By such order, interim anticipatory bail was granted by the co-ordinate Bench.

It is submitted at the Bar that the co-ordinate Bench did not consider the materials in the case diary and passed such order in view of the ensuing Puja vacation.

We perused the materials in the case diary. We find that the victim suffered 6 cm of fracture injury over the back neck by a sharp cutting weapon at the behest of the petitioner.

In such circumstances, we are unable to confirm the interim order granted on October 17, 2023 or grant anticipatory bail to the petitioner.

Prayer for anticipatory bail of the petitioner is **rejected**.

CRM (A) 4843 of 2023 is **dismissed**.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)