

19.11.2024

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Rejected

C.R.M. (A) No. 3978 of 2024

In Re:- An application for anticipatory bail under Section 482 of the Bharatiya Nagarik Suraksha Sanhita in connection with Howrah Police Station Case No. 277 of 2024 dated 20.07.2024 under Sections 126(2)/115(2)/117(2)/3(5)/118(2)/109 of the BNS.

In Re : Rishabh Gupta And
 petitioner

Mr. Souvik Mitter
Mr. Tapas Maity
 for the petitioner

Mr. Sachit Talukdar
 for the State

Mr. Sandip Chakraborty
 for de facto complainant

1. Learned Counsel for the petitioner submits there was free fight between two groups and he has been falsely implicated.

2. Learned Counsel for the State opposes the prayer for anticipatory bail.

3. Learned Counsel for the *de facto complainant* submits he had protested against illegal use of headlight. As a result he was mercilessly beaten by the petitioner and his associates. He suffered eye injury.

4. We have considered the materials on record. Victim had objected to the illegal use of headlight. As a result he was mercilessly assaulted by the petitioner and his associates. He

suffered severe eye injury which was life threatening. In view of the daring conduct of the petitioner and his associates who appear to have scant regard for rule of law, we are not inclined to grant anticipatory bail to the petitioner.

5. Accordingly, prayer for anticipatory bail is rejected.

(Gaurang Kanth, J.)

(Joymalya Bagchi, J.)