

01.02.2024
DL-38
Court No.29
(AD)
(Rejected)

C.R.M. (A) 5102 of 2023

In Re: - An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with **Taherpur** Police Station Case No.**552 of 2023** dated **03.11.2023** under Sections **376/511/34** of the Indian Penal Code, 1860 (G.R. Case No.1015 of 2023).

And

In the matter of: **Shubhajit Mandal**

....petitioner.

Ms. Sananda Bhattacharyya

... for the petitioner.

Mr. Sudip Ghosh

Mr. Bitasok Banerjee

...for the State.

Affidavit of service filed in Court be taken on record.

None appears for the victim.

Victim recorded statement under Section 164 of the Code of Criminal Procedure implicating the petitioner in attempting to rape her.

Eye-witnesses corroborated the statement of the victim.

Considering the gravity of the offence and the involvement of the petitioner in the incident, we are unable to grant anticipatory bail to the petitioner.

Accordingly, the prayer for anticipatory bail of the petitioner is rejected.

C.R.M. (A) 5102 of 2023 is dismissed.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)