

**CIRCUIT BENCH OF CALCUTTA HIGH COURT
AT JALPAIGURI**

07.03.2024

Court No.1
Item.115
(Srimanta)

CRM(A) 130 OF 2024

In Re: An application for Anticipatory Bail under Section 438 of the Code of Criminal Procedure, 1973 filed in connection with Kotwali Police Station Case No. 243/2021 dated 16.04.2021 under Sections 364 of the Indian Penal Code, 1860 corresponding to GR Case No. 445/2021.

And

In the matter of: **Munna Hossain.**

. . .Petitioner.

Ms. Suman Sehanabis (Mandal),
Mr. Salok Sah

... For the petitioner.

Mr. Ujjwal Luksom,
Mr. Tapan Bhattacharjee

...For the State.

1. Although learned Counsel appearing for the petitioner submits that the petitioner did not have any connection with the alleged offence, namely, of kidnapping of the de facto complainant, we find that the petitioner has been mentioned in several places by a co-accused. The co-accused has also stated that the petitioner took an amount of Rs.25,000/- from the co-accused in relation to the alleged offence.

2. It also appears that the other co-accused persons are in custody.
3. Hence, we are not inclined to grant the prayer for anticipatory bail.
4. The application for anticipatory bail being CRM (A) 130 of 2024 is accordingly rejected.

(PRASENJIT BISWAS,J.)

(MOUSHUMI BHATTACHARYA,J.)