

24.04.2024
Court No.01
Item No. 46
Rejected

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

CRM (A) 209 of 2024

In Re:- An application for anticipatory bail under section 438 of the Code of Criminal Procedure in connection with **Jalpaiguri Cyber Crime** Police Station Case No. **04** of **2023** dated **06.02.2023** under Sections 66E/67/67A of the Information Technology Act, 2000.

And

In Re: **Bijoy Ray @ Bijay Roy @ Jaydeb**

Petitioner

Mr. Sourabh Ganguly

Mr. Bibek Tarafder

Ms. Rishita Chakraborty

For the Petitioner

Mr. Aditi Shankar Chakraborty, Ld. APP

Mr. Aniruddha Biswas

For the State

1. Mr. Aditi Shankar Chakraborty, learned Additional Public Prosecutor representing the State submitted on instruction that the petitioner has not been complied with the order passed by the Coordinate Bench on 12th April, 2024.
2. Mr. Sourabh Ganguly, learned counsel appearing on behalf of the petitioner has submitted that the order dated 12th April, 2024 has been duly communicated to the father of the petitioner for compliance.
3. In view of the submissions made by Mr. Chakraborty, learned Additional Public Prosecutor, the aforesaid order has not been complied with. Report to that effect has been filed in Court.
4. The order dated 12th April, 2024 restraining the Investigating Authority not to arrest the petitioner is hereby recalled.

5. Accordingly, the prayer for anticipatory bail of the petitioner is rejected.
6. **CRM (A) 209 of 2024** is, thus, disposed of.
7. Report filed on behalf of the Investigating Officer dated 24th April, 2024 is taken on record.
8. All parties shall act on the server copies of this order duly downloaded from the official *website* of this Court.

(Soumen Sen, J)

(Partha Sarathi Sen, J)