

25.04.2024
Court No.01
Item No. 19

Rejected

sg

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

CRM (A) 297 of 2024

In Re:- An application for anticipatory bail under section 438 of the Code of Criminal Procedure in connection with Rajganj Police Station Case No. 262/2023 dated 25.05.2023 under Section 489A/489B/489C of the Indian Penal Code.

And

In Re: **Subhas Kabiraj @ Sukumar.**

Petitioner

Mr. Debajit Kundu

For the Petitioner

Mr. Abhijit Sarkar

Mr. Biswarup Roy

For the State

1. We have heard the learned Counsel for the petitioner and the State. The prayer for anticipatory bail is opposed on behalf of the State. It appears that huge quantity of FICN was recovered from the possession of the apprehended accused person and the name of the present accused person transpires from the statement.
2. We are of the considered view that for proper investigation, the custodial interrogation of the present accused petitioner is very much necessary. In view of such, we are not inclined to exercise our discretion under Section 438 of the Code of Criminal Procedure in favour of the petitioner. Accordingly, the prayer for anticipatory bail is rejected.
3. CRM (A) 297 of 2024 is, thus, dismissed.

4. 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)