

13.05.2024.
69.
Ct.No.28
as
(Rejected)

**IN THE HIGH COURT AT CALCUTTA
Circuit Bench at Jalpaiguri**

C.R.M. (DB) 191 of 2024

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure in connection Rajganj P.S. Case No.181 of 2023 dated 08.04.2023 under Sections 447/341/325/326/307/120B/506/34 of the Indian Penal Code and adding Section 302 of the Indian Penal Code.

In the matter of : **1) Anowara Begum @ Khatun;**
2) Moyjaddin Md. @ Majadin;
3) Samijan Khatun;
4) Abar @ Akar Hussain &
5) Tahidul Islam.
... Petitioners.

Mr. Jaydeep Kanta Bhowmik,
Ms. Debi Sarkar,
Md. Sayantan Bhowmik,
Mr. Shubham Kumar,
Ms. Rikta Sarkar.

...for the Petitioners.

Mr. Aditi Shankar Chakraborty, Id. A.P.P.,
Mr. Kallol Nag.

...for the State.

1. Petitioners contend that Golam Rabbani is the principal accused. He has been enlarged on bail. Petitioners have been falsely implicated. Accordingly, they pray for bail.

2. Learned Advocate for the State opposes the bail prayer.

3. We have considered the materials on record. Statements of witnesses show all the petitioners had attacked one Hyder Ali, Ziaul and Nazban. All of them suffered injuries.

Hyder Ali succumbed to his injuries. Petitioners are named in the FIR and could not be arrested for more than a year.

4. In view of the aforesaid circumstances and gravity of the offence, we are not inclined to grant bail to the petitioners at this stage`.

5. Accordingly, the prayer for bail of the petitioners is rejected.

(Ajay Kumar Gupta, J.)

(Joymalya Bagchi, J.)