

14.08.2024
Court No.1
SL No.23
pk/AP

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

CRM(A) 539 of 2024

In Re: - An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with **Dinhata** P.S. Case No. **307 of 2024** dated **30.05.2024** under Sections **341/324/326/34** of the Indian Penal Code

And

In the matter of: **Shibu Modak and anr.**

....Petitioners.

Mr. Sudip Guha

...for the petitioners.

Mr. Abhijit Sarkar

Mr. Kallol Acharjee

Mr. Dhiman Sil

...for the State.

1. Anticipatory bail is sought on the ground that injury occurred between friends who were consuming alcohol at a marriage ceremony. It appears that after consuming alcohol a fight broke out between the petitioner and his friends. The petitioner is stated to have assaulted the complainant with a broken bottle. The victim has received a cut wound on his lip measuring about 2½ inches.

2. In the backdrop of the above, this court is not inclined to grant anticipatory bail at this stage.

3. The application for anticipatory bail is hereby rejected.

(Rajasekhar Mantha, J.)

(Ajay Kumar Gupta, J.)