

05.11.2024
Item no. 20.
Court No.1.
AB
(Rejected)

**Calcutta High Court
In the Circuit Bench at Jalpaiguri**

CRM (A) 759 of 2024

In Re: An Application for Anticipatory Bail under Section 438 of the Code of Criminal Procedure, 1973/Under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023 in connection with Dinhata Police Station Case No.480 of 2024 Dated 10.09.2024 under Sections 126(2)/118(2)/109(1) of the B.N.S. 2023

And

In the matter of : Laksmi Kanta Sarkar @ Laksmi Sarkar

.....Petitioner.

Mr. Sudip Guha for the Petitioner.

Mr. Nilay Chakraborty, Id APP
Mr. Sanjib Das for the State.

Dictated by Arijit Banerjee, J.

1. The petitioner prays for pre-arrest bail. He says that he has been falsely implicated. He and the victim own shops in the same market. There was a dispute between them. Hence, this false complaint.
2. Learned State Advocate draws our attention to the material in the case diary. We have seen the statements of witnesses recorded under Section 161 Cr.P.C. They clearly implicate the petitioner. We have seen the medical report and photographs from the case diary. The victim appears to have sustained severe injuries by reason of being attacked with knife.

3. In view of the gravity of the allegations and prima facie incriminating material against the petitioner, we are not inclined to allow his prayer for anticipatory bail.
4. The prayer for anticipatory bail stands rejected.
5. CRM (A) 759 of 2024 is dismissed.
6. All parties shall act in terms of server copy of the order downloaded from the official website of this Court.

(Biswaroop Chowdhury, J.)

(Arijit Banerjee, J.)