

13.11.2024
Item no. 29.
Court No.1.
AB
(Rejected)

Calcutta High Court
In the Circuit Bench at Jalpaiguri

CRM (A) 820 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 Bhaktinagar Police Station Case No.452 of 2024 Dated 24.05.2024 under Sections 341/326/506/34 of the Indian Penal Code

And

In the matter of : Nripendra Roy Petitioner.

Mr. H. S. Poddar,
Ms. Mousumi Dasfor the Petitioner.

Mr. Aniruddha Biswasfor the State.

Dictated by Arijit Banerjee, J.

1. The petitioner says that he has been falsely implicated. There is a counter case instituted by the petitioner's family against the defacto complainant of this case. The defacto complainant of this case specifically abused the petitioner's minor daughter. To protect his daughter, the petitioner retaliated. The petitioner prays for anticipatory bail.
2. Opposing the prayer, 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. We have seen the injury report. The injury sustained by the victim is grievous.

3. In view of the aforesaid and keeping in mind that investigation is going on and charge sheet is yet to be filed, we are not inclined to allow the petitioner's prayer for anticipatory bail.
4. The prayer for anticipatory bail is rejected.
5. CRM (A) 820 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.)