

05.12.2024
SL No.27
srm/Mujahid
(Rejected)

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

C.R.M. (A) 944 of 2024

In Re: - An application for anticipatory bail under Section 438 of the Code of Criminal Procedure, 1973/Section 482 of the B.N.S.S. 2023 filed on **18.11.2024** in connection with **Sitai P.S.** Case No. **201/2024** dated **05.10.2024** under Sections 64/351(2)(3) of B.N.S.

And

In the matter of: **Ashraful Miah @ Asraful Miya**

....Petitioner

Mr. Surajit Basu,
Mr. Ratan Chandra Roy,
Mr. Sayantan Bhowmik,
Mr. Shubham Kumar

...for the Petitioner

Mr. Tapan Bhattacharjee,
Mr. Sanjiv Das

...for the State

The petitioner prays for anticipatory bail on the ground of false implication. He submits that there was a consensual physical relationship and a salishi sabha was also held.

Learned Advocate for the State has produced the case diary.

We have perused the materials on record. The investigation is going on.

Considering the nature of allegation and as the investigation is not complete, we are not inclined to grant anticipatory bail.

Accordingly, the prayer for anticipatory bail is rejected.

(Partha Sarathi Chatterjee, J.)

(Shampa Sarkar, J.)