

D/L47

17.03.2025
Rohit
ct.no.26

C.R.M. (A) 359 of 2025

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 Dankuni Police Station Case No. 316 of 2024 dated 07.09.2024 under Sections 420/406 of the Indian Penal Code.

And

In Re: **1. Prosenjit Pal**
2. Avijit Pal

Mr. Saryati Datta
Mr. Sanjib Kr. Das
Mr. Chitrak Biswas

...for the petitioner

Ms. Amita Gaur
Ms. Puspita Saha

...for the State

1. Petition is taken up for consideration subsequent to the order dated February 27, 2025 passed by the Co-ordinate Bench.
2. Out of 897 gms of gold entrusted to the petitioner only 25 gms was recovered. There are criminal antecedent of same nature as against the petitioner.
3. In such circumstances, we are not inclined to grant anticipatory bail to the petitioners as the stolen goods are yet to be recovered and since there are criminal antecedent so far as the petitioners is concerned.
4. Accordingly, the application for anticipatory bail is, thus, rejected.

(Debangsu Basak, J.)

(Smita Das De, J.)