

10.02.2025
Sl. No.18
akd
[Rejected]

C. R. M. (A) 410 of 2025

In Re: An application for anticipatory bail under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023 filed on 31.01.2025 in connection with Sagarpara Police Station Case No.464 of 2024 dated 20.11.2024 under Sections 103(1)/3(5) of the Bharatiya Nyaya Sanhita, 2023. (G.R. Case No.6192 of 2024)

And

In Re: ***Sudhangshu Pramanik @ Sushangsu Pramanik & Anr.***

... .. Petitioners

Mr. Tapodip Gupta

... .. for the petitioners

Mr. Suman De
Mr. Rajes Jana

... .. for the State

1. It is submitted on behalf of the petitioners the victim died due to road traffic accident. Accordingly, they pray for anticipatory bail.
2. Learned Advocate for the State produces the case diary.
3. We have considered the materials on record including the post-mortem report. Post mortem report notes fracture on right sided 8th and 12th ribs, rupture of bladder and right side of lobe of liver. Post mortem doctor opined death was due to the abovenoted injuries *ante mortem* in nature. Though petitioners contend victim suffered injuries due to road traffic accident and relies on statements of two co-accused who were driving the motorcycle, statement of another accused shows victim was brutally assaulted and murdered. Petitioners had intention and motive to commit the crime. Circumstances in which the victim suffered serious and fatal injuries require custodial interrogation of the petitioners. In view of gravity of the offence and prima facie involvement of the petitioners therein, we are not inclined to grant anticipatory bail to them.

4. Accordingly, the prayer for anticipatory bail of the petitioners stands rejected.

(Gaurang Kanth, J.)

(Joymalya Bagchi, J.)