

25.02.2025
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Rejected

C.R.M. (A) No. 644 of 2025

In Re:- An application for anticipatory bail under Section 482 of the Bharatiya Nagarik Suraksha Sanhita in connection with Itahar Police Station Case No. 188 of 2024 dated 10.04.2024 under Sections 341/448/324/326/307/354/427/506/34 of the Indian Penal Code and added Section 302 of the Code of Criminal Procedure.

And

In Re : Islam Ali & Ors. petitioners

Mr. Tapan Datta Gupta

Mr. Parvej Anam

Ms. Puspa Rani Jaiswara

.....for the petitioners

Mr. Debasish Roy, learned PP

Ms. Faria Hossain, learned APP

Ms. Sanjida Sultana

..... for the State

1. Heard the learned advocates for the parties.

2. We have considered the materials on record.

Statements of witnesses show petitioners participated in the assault. As a result one of the victims died. Others suffered injuries. It is true petitioners are not the principal accused. Co-accused Manirul Islam @ Manjul has been released on regular bail. Parameters for grant of regular bail are different from pre-arrest bail. Though petitioners are not the principal accused their participation in the assault is evident. Hence this is not a fit case to grant anticipatory bail to the petitioners.

3. Accordingly, prayer for anticipatory bail is rejected.

(Gaurang Kanth, J.)

(Joymalya Bagchi, J.)