

28.03.2025
DL-11
Court No.26
(AD)
(Rejected)

C.R.M. (A) 1042 of 2025

In Re: - An application for anticipatory bail under Section 438 of the Code of Criminal Procedure, 1973 corresponding to Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023 in connection with **Murshidabad** Police Station Case No. **66 of 2024** dated **27.01.2024** under Sections **306/506/120B/34** of the Indian Penal Code, 1860. (G.R. Case No.324 of 2024)

And

In the matter of: **Abu Raihan Sk @ Joni Sk**

....petitioner.

Mr. Asim Kumar Chakraborti, Advocate

... for the petitioner.

Ms. Minoti Gomes, Advocate

Mr. Ratul Ghosh, Advocate

... for the State.

1. Petitioner renews the prayer for grant of anticipatory bail.
2. Prayer for anticipatory bail was rejected by the Coordinate Bench on April 4, 2024 passed in CRM (A) 1141 of 2024.
3. Petitioner before us is the principal accused. Petitioner sent obscene pictures of the victim to her husband and blackmailed her. Apparently, there was an affair between the petitioner and the victim. As a consequence, victim committed suicide. Dying declaration implicates the petitioner.
4. Grant of anticipatory bail to other co-accused can hardly be construed to be any material change in circumstances so far as the petitioner is concerned.
5. Therefore, the plea that co-accused was enlarged on anticipatory bail is of no consequence so far as the petitioner is concerned.
6. There being no material change in circumstances so far as the

petitioner is concerned subsequent to the earlier order of rejection dated April 4, 2024, we are not inclined to grant anticipatory bail to the petitioner.

7. Accordingly, the prayer for anticipatory bail of the petitioner is rejected.
8. **C.R.M. (A) 1042 of 2025** is **dismissed**.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)