

04.07.2025
Court No.28
Item No.42
ssi

CRM (A) 1933 of 2025

In Re: - An application for anticipatory bail under Section 482 of the Bharatiya Suraksha Nagarik Sanhita in connection with Kamarkundu GRPS Case No.8 of 2025 dated 14.03.2025 under Sections 25 (1) (a) of the Arms Act.

And

In the matter of: **Nitai Gharami @ Netai.**

....Applicant/Petitioner.

Mr. Shiladitya Banerjee
Mr. Arnab Chatterjee

...for the petitioner

Mr. Rana Mukherjee, Ld. APP
Mr. Manoranjan Mahata

..for the State

Learned counsel appearing on behalf of the petitioner submits as follows. One person was apprehended at a railway station along with some arms. He subsequently made certain alleged statements implicating the present accused. Such statement of co-accused is inadmissible in evidence. The other accused has been granted bail after few days of custody.

Learned counsel appearing on behalf of the State relies on the case diary and opposes the prayer for anticipatory bail. In the statement, the apprehended accused had stated that the present petitioner had asked him to deliver the arms to two other persons for murdering someone. There are other incriminating materials available in the case diary apart from the co-accused's statement. There is a photograph from a CCTV footage of the relevant time, which would show the petitioner and the apprehended accused talking to each other.

Considering the incriminating materials available in the case diary as discussed above, I am not inclined to grant anticipatory bail to the petitioner in this case.

Accordingly, the prayer for anticipatory bail to the petitioner is rejected.

(Jay Sengupta, J.)