

36. 02.04.2025
Court
No.1 (Tanmoy)

Rejected

**CALCUTTA HIGH COURT
IN THE CIRCUIT BENCH AT JALPAIGURI
APPELLATE SIDE
CRM (A) 178 of 2025**

In Re: - An application for anticipatory bail under Section 438 of the Code of Criminal Procedure, 1973 / Section 482 of Bharatiya Nagarik Suraksha Sanhita, 2023.

And

In the matter of: - **Biplob Roy & Ors.**

...petitioners.

Mr. Sandip Guha Roy

...for the petitioners.

Mr. Nilay Chakraborty, APP
Dr. Arjun Chowdhury

...for the State.

1. The petitioners say that they have been falsely implicated. They were collecting agents of Muthoot Finance Corporation. Since they resigned from service, this false complaint has been lodged to the effect that they collected money from the customers of the company but did not deposit the same in the till of the company.
2. Learned State Advocate, with reference to the material in the case diary, tells me that about Rs.4.94 Lakh was collected by the petitioners from the customers of the Finance Company but the money was not accounted for. Therefore, the charge is of defalcation of that amount of money. Investigation is in progress. Charge-sheet is yet to be filed.
3. Given the nature and seriousness of the alleged offence, I am of the view that it may be necessary to interrogate the petitioners in custody. Therefore, I am not inclined to allow the

petitioners' prayer for anticipatory bail. The prayer for anticipatory bail is thus rejected.

4. Accordingly, the application for bail being CRM (A) 178 of 2025 is dismissed.

(Arijit Banerjee, J.)