

29.12.2022
Vacation Bench
SL No.9
s.biswas
(Rejected)

C.R.M. (DB) 4659 of 2022

In Re: - An application for bail under Section 439 of the Code of Criminal Procedure in connection with **Nandigram** P.S. Case No. **122 of 2021** dated **27.03.2021** under Sections **302/341/323/325/307/427/379/411/506/149/109/34** of the Indian Penal Code.

And

In the matter of: **Anup Samanta @ Bhajahari and others**

....Petitioners

Mr. Rajdeep Mazumdar
Mr. Pritam Roy
Ms. Shyanti Poddar
Mr. Soewel Bhattacharjee

...for the Petitioner

Mr. Swapan Banerjee
Mr. Suman De

...for the State

Learned counsel appearing for the accused petitioners submits before us *inter alia* that the accused petitioners are in custody for a considerable period and some of the co-accused persons had been enlarged on bail.

Learned counsel for the State has fairly opposes the prayer for bail of the petitioners and submits that the offence committed by the petitioners is serious in nature.

Having considered the rival submissions advanced by both the parties and on perusal of the materials gathered in the case diary, we find that the offence committed by the petitioners is serious in nature and committed in a diabolical manner. Considering the heinous offence and the manner by which offence committed, we are not inclined to grant bail to the petitioners at this stage.

The application for bail of the petitioners is, thus, rejected.

(Prasenjit Biswas, J.)

(Abhijit Gangopadhyay, J.)