

ITEM NO.38

COURT NO.10

SECTION IIB

S U P R E M E C O U R T O F I N D I A  
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Crl) No(s).5963/2011

(From the judgement and order dated 15/06/2011 in  
of The HIGH COURT OF CALCUTTA)

CRM No.306/2011

BINOY KRISHNA MAHATO

Petitioner(s)

VERSUS

STATE OF WEST BENGAL

Respondent(s)

(With appln(s) for exemption from filing O.T., anticipatory bail)

Date: 30/09/2011 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE ASOK KUMAR GANGULY  
HON'BLE MRS. JUSTICE GYAN SUDHA MISRAFor Petitioner(s) Mr. Soumya Chakraborty, Adv.  
Mr. Arunobh Dey, Adv.  
Mr. Dharam Bir Raj Vohra, Adv.

For Respondent(s)

UPON hearing counsel the Court made the following  
O R D E R

Heard learned counsel for the petitioner.

We are not inclined to interfere with the impugned  
order of the High Court.However, considering the facts of the case, we are  
not passing any order on the petitioners' prayer for  
anticipatory bail but are giving liberty to the  
petitioners to apply for regular bail before the  
appropriate Court. If such an application is made, we  
expect that the same will be taken up by the Court

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concerned as early as possible.

We also make it clear that if such petition for  
regular bail is filed by the petitioners, the Court  
shall consider it on its own merits without construing  
anything said in this order as an expression of opinion  
on the merits of such petition.

The special leave petition is dismissed.

(G. SUDHAKARA RAO)  
COURT MASTER

(VINOD KULVI)  
COURT MASTER