GAHC010170352020

THE GAUHATI HIGH COURT
(HIGH COURT OF ASSAM, NAGALAND, MIZORAM AND ARUNACHAL PRADESH)

Case No. : Bail Appln./2654/2020

ANISUR RAHMAN
S/O SADEM ALI, R/O VILL-CHOTO BASJANI (AMERVITA), P.S.-DHUBRI, DIST-DHUBRI, ASSAM

VERSUS

THE STATE OF ASSAM
REPRESENTED BY THE PUBLIC PROSECUTOR, ASSAM

Advocate for the Petitioner : MR. M KHAN

Advocate for the Respondent : PP, ASSAM

B E F O R E

HON'BLE MR. JUSTICE HITESH KUMAR SARMA

18-12-2020

This is an application made under Section 439 Cr.P.C., seeking bail by the accused-petitioner, namely, ***Anisur Rahman***, in connection with ***Dhubri P.S. Case No.1037/2020***, registered under Sections ***22(C) of the NDPS Act.***.

Heard Mr. M. Khan, learned counsel for the petitioner. Also heard Mr. NJ Dutta, learned Additional Public Prosecutor, Assam appearing for the State Respondent.

Case diary produced has been perused.

There is sufficient incriminating materials showing involvement of the petitioner with the commission of alleged offence of his keeping the contraband in the house of another co-accused. He owns the contraband drugs as appears from the materials in the case diary. The quantity of contraband involved in this case is of commercial quantity and the FSL report shows that the seized suspected contraband has been tested positive of narcotic drugs.

That being so, this is not a fit case for granting the privilege of pre-arrest bail to the petitioner.

The prayer for bail stands rejected.

Return the case diary.

JUDGE

Comparing Assistant