

13.12.2021
Sl. No.26
akd
[Rejected]

C. R. M. 4106 of 2021

[via video conferencing]

In Re: An application for anticipatory bail under Section 438 of the Code of Criminal Procedure filed on 15.06.2021 in connection with SI's SL No. 188/19-20 dated 07.02.2020 under Section 18(c) of the NDPS Act. (NDPS Case No.6 of 2020)

And

In Re: ***Biswajit Samanta***

... .. Petitioner

Mr. Sourav Chatterjee

Mr. Soumyajit Das Mahapatra

... .. for the petitioner

Mr. Sudip Ghosh

Mr. Apurba Kumar Datta

Mr. Bitasok Banerjee

... .. for the State

Petitioner is the owner of the land where *poppy* cultivation was detected. It is contended on behalf of the petitioner that other co-owners have not been made accused persons.

Learned advocate appearing for the State opposes the prayer for anticipatory bail.

We have considered the materials on record including the statements of witnesses *prima facie* disclosing involvement of the petitioner in cultivating *poppy* on the land of which he is the owner. In view of the aforesaid fact, we are of the opinion that this is not a fit case to grant anticipatory bail to him.

Accordingly, the prayer for anticipatory bail of the petitioner stands rejected.

(Bivas Pattanayak, J.)

(Joymalya Bagchi, J.)

