

11.11.2021
Serial no. 34
Dd

(Through Video Conference)

CRM 7210 of 2021

In re : An Application for **anticipatory bail** under Section **438** of the Code of Criminal Procedure in connection with **Kaliachak** Police Station Case No. **881** of **2021** dated **23.08.2021** under Sections **21(C)/29** of the NDPS Act.

-And-

In the matter of : **Lalu Mohammed**

... Petitioner

Mr. Amitabha Karmakar,
Mr. Arup Kumar Bhowmick, Advocates
... .. For the Petitioner

Mr. Sudip Ghosh,
Mr. Apurba Kr. Datta, Advocates
... ..For the State

Having heard learned advocates appearing for the petitioner and the State and having considered the fact that no contraband was recovered from the possession of the petitioner and that the petitioner is sought to be implicated on the basis of the statements of the co-accused, we are of the view that the petitioner is able to overcome the restrictions under Section 37 of the NDPS Act, 1985.

Considering the materials in the case diary, we are inclined to grant anticipatory bail to the petitioner.

Accordingly, we direct that in the event of arrest, the petitioner shall be released on anticipatory bail upon furnishing a bond of Rs.10,000/- (Rupees Ten Thousand Only), with two sureties of like amount each, to the satisfaction of the arresting officer and subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure, 1973 and on further condition that the petitioner shall appear before the Court below and pray for

regular bail within four weeks from date and on further condition that the petitioner shall meet the Investigating Officer once in a month.

Prayer for anticipatory bail is **allowed**.

CRM 7210 of 2021 is **disposed of**.

(Debangsu Basak, J.)

(Ananda Kumar Mukherjee, J.)