

CRM 7846 of 2021
(via video conference)

Re: An application for anticipatory bail under Section 438 of the Code of Criminal Procedure filed in connection with Gangarampur Police Station Case No. 339 of 2020 dated 24.09.2020 under Sections 22(c)/23(c)/27A/28/29 of the Narcotic Drugs and Psychotropic Substances Act.

In the matter of : **Rajjak Mia @ Razzak Ali @ Rezzak Ali**
..... petitioner

Mr. Aniruddha Bhattacharyya
....For the petitioner

Mr. S. G. Mukherjee, Id. PP
Mr. Saryati Dutta
.....For the State

Petitioner seeks anticipatory bail.

Learned Advocate appearing for the petitioner submits that the petitioner was falsely implicated.

Learned Advocate appearing for the State submits 300 bottles of phensidyl were seized from the house belonging to the petitioner.

Considering the fact that narcotic materials were seized from the house belonging to the petitioner, we are of the view that the petitioner is unable to overcome the restrictions under Section 37 of the NDPS Act, 1985. Consequently, we are unable to grant anticipatory bail to the petitioner.

The application for anticipatory bail being C.R.M. 7846 of 2021 is, thus, rejected.

(Debangsu Basak, J.)

(Bibhas Ranjan De, J.)