

20.12.2021
SL No.39
Court No.1
(gc)

***Circuit Bench of Calcutta High Court
At Jalpaiguri***

**CRM 1181 of 2021
(Via video Conference)**

In Re:- An application for anticipatory bail under section 438 of the Code of Criminal Procedure filed in connection with Dinhata Police Station Case No.312 of 2021 dated 13.06.2021 under Sections 20(b) (ii) (C) of the NDPS Act.

And

In the matter of : **Madan Sarkar & Ors.**

- Petitioners.

Mr. Hillol Saha Podder,
... For the Petitioners.

Mr. Aditi Shankar Chakraborty, Ld. A.P.P.,
Mr. Biswarup Roy,
... For the State

The learned Counsel for the petitioners submits that the petitioners are innocent and have been falsely implicated in this case.

The learned Counsel for the State, however, opposes the prayer for anticipatory bail.

Having considered the materials on record and bearing in mind the nature and extent of complicity of the petitioners in the commission of alleged offence and also having regard to the fact that the petitioners are the owners of the motorcycles, which have, *prima facie*, used for drug trafficking, we are not inclined to grant anticipatory bail to the petitioners. The prayer for anticipatory bail is, thus, rejected.

The application for anticipatory bail, being CRM No.1181 of 2021 is, thus, disposed of.

All parties shall act on the server copies of this order duly downloaded from the official *website* of this Court.

(Biswajit Basu, J.)

(Soumen Sen, J.)