

28.01.2022

Serial no. 83

Dd

(Through Video Conference)

CRM(NDPS) 68 of 2022

In re : An Application for **Bail** under Section **439** of the Code of Criminal Procedure in connection with **Hili** Police Station Case No. **274** of **2021** dated **02.12.2021** under **Sections 21(C)/22(C)/23(C)/27A** of the Narcotic Drugs and Psychotropic Substances Act, (Special Case No. **107 of 2020**)

-And-

In the matter of : Abbas Ali Sheik @ Sekh

... ..Petitioner

Ms. Busra Khatun, Advocate

... .. For the Petitioner

Mr. Sanjoy Bardhan,

Mr. Palash Chandra Maji, Advocates

... ..For the State

Petitioner seeks bail.

Learned advocate appearing for the petitioner submits that considering the period of detention of the petitioner, bail should be granted.

Learned advocate appearing for the State submits that commercial quantity of narcotic was seized from the possession of the petitioner. The investigations are yet to be concluded. Learned advocate for the State further points out that there is a criminal antecedent of the petitioner being involved in a case under the NDPS Act, 1985.

Considering the fact that commercial quantity of narcotic was seized from the possession of the petitioner and considering the fact that there is a past criminal antecedent of 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 not inclined to grant bail to the petitioner.

Prayer for bail is **rejected**.

CRM(NDPS) 68 of 2022 is **dismissed**.

(Debangsu Basak, J.)

(Bibhas Ranjan De, J.)