

15.03.2022
Serial no.2
Aloke
Ct. No. 29

CRM (A) 992 of 2022

In re : An Application for anticipatory bail under Section 438 of the Code of Criminal Procedure filed on 22.02.2022 in connection with Kaliachak Police Station Case No. 37 of 2022 dated 10.01.2022 under Sections 21(C)/27A/29 of the NDPS Act.

-And-

In the matter of : **Indrajeet Mandal @ Indrajit Mandal**
... ...Petitioner

Mr. Soumya Nag, Advocate

... ... For the Petitioner

Mr. Sudip Ghosh, Advocate

Mr. Bitasok Banerjee, Advocate

... ... For the State

Petitioner seeks anticipatory bail.

Report as called for by the order dated March 1, 2022 filed in Court be taken on record.

Considering the fact that no narcotic was recovered from the possession of the petitioner and considering the fact that petitioner is sought to be proceeded against on the basis of the statement of the co-accused made while in custody, we are of the view that the petitioner is able to overcome the restrictions under Section 37 of the NDPS Act, 1985. Consequently, 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 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 condition that the petitioner will report before the Investigating Officer once in a week till the conclusion of the investigation and on condition that the petitioner shall appear before the Court below and pray for regular bail within four weeks from date.

The prayer for anticipatory bail is allowed.

CRM (A) 992 of 2022 is disposed of.

(Debangsu Basak, J.)

(Bibhas Ranjan De, J.)