

26.04.2022
Serial no.73
[Dd]
(Bail Rejected)

CRM (DB) 1095 of 2022

In re : An Application for **Bail** under Section **439** of the Code of Criminal Procedure in connection with **Kushmandi** Police Station Case No. **69** of **2020** dated **17.08.2020** under Sections **21C/23C** of the NDPS Act.

-And-

In the matter of : Ansarul AlamPetitioner

Mr. Ziaul Haque, Advocate
... .. For the Petitioner

Mr. Sanjoy Bardhan,
Ms. Baishakhi Chatterjee, Advocates
... ..For the State

Petitioner renews the prayer for bail.

Learned advocate appearing for the petitioner submits that the petitioner is in custody in excess of 1 year 8 months. The other co-accuseds were granted bail.

Learned advocate appearing for the State submits that commercial quantity of narcotic was seized from the possession of the petitioner.

Considering the fact that commercial quantity of narcotic was recovered from the possession of the petitioner, we are of the view that the petitioner is unable to overcome the restriction under Section 37 of the NDPS Act, 1985. There is hardly any material change in circumstances subsequent to the earlier order of rejection.

Consequently, we are not inclined to grant bail to the petitioner.

Prayer for bail of the petitioner is **rejected**.

CRM (DB) 1095 of 2022 is **dismissed**.

(Debangsu Basak, J.)

(Bibhas Ranjan De, J.)