

**06.05.2022**

Sl. 14  
Court No.29  
suvayan  
(Allowed)

**CRM (A) 2066 of 2022**

In Re: - An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with **Raghunathganj** P.S. Case No. **669/2021** dated **21/10/2021** under Sections **21(c)/29** of the NDPS Act.

And

In the matter of: Hafizur Rahaman

....petitioner.

Mr. Jisan Iqubal Hossain

...for the petitioner.

Mr. Sanjoy Bardhan

Ms. Baishakhi Chatterjee

...for the State.

Petitioner seeks anticipatory bail.

Considering the fact that no narcotic was recovered from the possession of the petitioner and considering the fact that the police are proceeding against the petitioner on the basis of the statement of the co-accused made while in custody and considering the fact that another co-accused similarly situated was afforded the privilege of anticipatory bail by the order dated December 17, 2021 in CRM 7622 of 2021, we are of the view that the petitioner is able to overcome the restrictions under Section 37 of the Narcotic Drugs and Psychotropic Substances Act, 1985.

Consequently, we 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 shall appear every day before the jurisdictional Court on and from the date fixed for appearance of the accused and in

default the jurisdictional Court will pass appropriate order to secure the presence of the petitioner in Court including cancelling the anticipatory bail granted without further reference to this Court.

Accordingly, the prayer for anticipatory bail of the petitioner is allowed.

**CRM (A) 2066 of 2022** is, thus disposed of.

**(Debangsu Basak, J.)**

**(Kausik Chanda, J.)**