

27.06.2022.  
08.  
Ct.No.28  
as  
(Rejected)

**C.R.M. (NDPS) 706 of 2022**

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure in connection with Special Case No. 96 of 2021 arising out of Gangarampur P.S. Case No.425 of 2021 dated 16.10.2021 under Sections 21(c)/29 of the NDPS Act read with Section 27A of the Drugs and Cosmetics Act.

In the matter of : Samim Akhtar.

... Petitioner.

Mr. Manjit Singh,  
Mr. Atarul Hoque Molla,  
Mr. Anarul Hoque.

...for the Petitioner.

Mr. Sanjoy Bardhan, Id. A.P.P.,  
Ms. Debjani Dasgupta.

...for the State.

Heard the learned Advocates appearing for the parties.

Petitioner was arrested from the place where recovery was made from a truck bearing No. JH 02 AN 5551. It is contended petitioner was not inside the truck.

Learned Advocate for the State opposes the prayer for bail.

Having considered the materials on record we note an intimate association between the petitioner and the co-accuseds in the inter State transportation of narcotic substance above commercial quantity.

Under such circumstances and bearing in mind the aforesaid materials on record and in view of statutory restrictions under Section 37 of the N. D. P. S. Act, we are not inclined to grant bail to the petitioner.

Accordingly, the prayer for bail of the petitioner is rejected.

**(Ananya Bandyopadhyay,J.)**

**(Joymalya Bagchi, J.)**