

18.01.2022
Court No.32
Item no. 21
sdas

C.R.M. 8505 of 2021
(Via Video Conferencing)

In Re:- An application for anticipatory bail under Section 438 of
the Code of Criminal;

And

In Re : Tapas Saha @ Tapan petitioner

Mr. Sumanta Das
.....for the petitioner

Mr. Ranabir Roy Chowdhury
Mr. Sandip Chakraborty
..... for the State

Apprehending arrest in connection with Nadanghat Police
Station Case No. 327 of 2021 dated 06.10.2021 under Sections
20(b)(ii)(c) of the Narcotic Drugs and Psychotropic Substance
Act, 1985, the present application has been preferred.

Mr. Das, learned advocate appearing for the petitioner
submits that the petitioner has been falsely implicated in the
alleged offence. He has no antecedent and in the said
conspectus custodial interrogation is not necessary.

Mr. Roy Chowdhury, learned advocate appearing for the
State opposes the petitioner's prayer and submits that
contraband substance above commercial quantity was recovered
from the house of the petitioner. In support of such contention
he draws our attention to the seizure list as well as property
documents.

We have heard the learned advocates appearing for the respective parties and considered the materials in the case diary.

Prima facie it appears that contraband substance above commercial quantity was recovered from the house of the petitioner and as such his involvement in the alleged offence cannot be totally ruled out and in view of the statutory restrictions, we are not inclined to exercise discretion in his favour and his prayer for anticipatory bail is refused.

Accordingly, the application for anticipatory bail being C.R.M. No.8505 of 2021 is dismissed.

All parties shall act on the server copies of this order duly downloaded from the official *website* of this Court.

(Ajoy Kumar Mukherjee, J.)

(Tapabrata Chakraborty, J.)