

15.09.2022

31

Ct. No. 29

**KAUSHIK
REJECTED**

C.R.M.(A) 4436 of 2022

In Re:- An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with **Gangarampur** Police Station Case No. **388** of **2020** dated **29.10.2020** under Sections 21(c)/22(c)/23(c)/27A/28/29 of the Narcotic Drugs and Psychotropic Substances Act.

And

In Re : Babu Miah @ Rabiul Islam

..... petitioner

Mr. Kaushik Chaudhury

Ms. Busra Khatun

....for the petitioner

Mr. Ranabir Roychowdhury

Mr. Sandip Chakraborty

....for the State

The police case is of October 29, 2020.

The co-accused, who was enlarged on anticipatory bail, was granted such facility within eight days of the registration of the police complaint.

In view of the long absconsion of the petitioner, it cannot be said that the petitioner is able to overcome the restrictions under Section 37 of the NDPS Act, 1985.

Consequently, we are unable to grant anticipatory bail to the petitioner.

Accordingly, prayer for anticipatory bail of the petitioner is rejected and the application being CRM (A) 4436 of 2022 is dismissed.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)