

15.02.2023
Serial no. 06
[Dd]
(Anticipatory bail)
(**Rejected**)

CRM (A) 430 of 2023

In re : An Application for **Anticipatory Bail** under Section **438** of the Code of Criminal Procedure in connection with **Murutia** Police Station Case No. **223** of **2022** dated **11th September, 2022** under Sections **21(c)/29** of the NDPS Act, 1985.

-And-

In the matter of : **Sefaluddin Mandal**

... ..**Petitioner**

Ms. Debarshi Brahma, Advocate
... .. For the Petitioner

Mr. Saryati Datta, Advocate
... ..For the State

Report as called for by the order dated February 2, 2023 filed in Court be taken on record.

The report demonstrates that there are call details recording of mobile phone calls between the petitioner and the person arrested with the commercial quantity of narcotics and/or the seized commercial quantity of narcotics.

In such circumstances, we are of the view that the petitioner is unable to overcome the restrictions under Section 37 of the NDPS Act, 1985.

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

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

CRM (A) 430 of 2023 is **dismissed**.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)