

28.04.2023

Sl.21

Court No.29

(AD)

(Rejected)

C.R.M. (A) 1824 of 2023

In Re: - An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with **Kaliachak** Police Station Case No.**714 of 2022** dated **04.07.2022** under Sections **21(c)/27A/29** of the Narcotics Drugs and Psychotropic Substances Act, 1985, (corresponding to Spl. Case No.93/2022).

And

In the matter of: **Md. Nurul Islam**

....petitioner.

Mr. Kallol Mondal

Mr. Mazahar Hossain Chowdhuri

Mr. Krishan Ray

... for the petitioner.

Mr. Sanjoy Bardhan

Ms. Debjani Dasgupta

...for the State.

Petitioner prays for anticipatory bail.

Learned Advocate appearing for the petitioner submits that the petitioner was falsely implicated.

Learned Advocate appearing for the State submits that there are money trail between the petitioner and the person arrested in connection with the present police case.

Moreover, proclamation was issued and served upon the petitioner.

In view of the nexus between the petitioner and the seized commercial quantity of narcotics and/or the accused in custody, 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.

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

C.R.M. (A) 1824 of 2023 is dismissed.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)