

20.09.2023
ML. 198
Court No. 29
Suvayan
(Rejected)

C.R.M. (A) 3806 of 2023

In Re: - An application for anticipatory bail under Section 438 of the Code of Criminal Procedure filed in connection with **Baishnabnagar** Police Station Case No. **1026 of 2022** dated **04.12.2022** under Sections **21(C)/25/29** of the NDPS Act.

And

In the matter of: **Samsuddin Sekh @ Nobi Sk**

....petitioner.

Mr. Sagar Saha

Mr. N. Seikh

...for the petitioner.

Mr. Antarikhya Basu

...for the State.

1. Heard learned Advocate for both the parties.
2. In absence of any supervening circumstances, we are not inclined to accept the contention of the learned Advocate for the petitioner and, thus, the instant application for anticipatory bail which has been filed for the second time is considered and rejected.
3. However, in the event the petitioner appears before the learned Trial Court within a fortnight from today and files an application for bail with at least three days prior notice to the PP/APP attached to the said Court.
4. Learned Jurisdictional Court is hereby directed to dispose of the said application on merit on the self-same date. If ground of parity is taken while moving the said application, the same shall be considered by the said Trial Court in accordance with law.
5. Accordingly, the application being **CRM (A) 3806 of 2023** is dismissed.

(Chitta Ranjan Dash, J.)

(Partha Sarathi Sen, J.)

