

**CIRCUIT BENCH OF CALCUTTA HIGH COURT
AT JALPAIGURI**

10.04.2023
Court No.1
(D/L 64)
(rejected)

CRM (A) 210 OF 2023

In Re: An application for anticipatory bail under Section 438 of the Code of Criminal Procedure, 1973 filed on 29.03.2023 in connection with Birpara Police Station Case No.220 of 2021 dated 18.12.2021 under Section 20(b)(ii)(c) of the NDPS Act,1985.

And

In the matter of: **Dulal Hussain**

... Petitioner.

Ms. Pratusha Dutta Chowdhury
Ms. Riya Agarwal

... for the petitioner.

Mr. Aditi Shankar Chakraborty, APP
Mr. Sagnik Sikder

... for the State.

Learned counsel for the petitioner has prayed for anticipatory bail of the present petitioner Dulal Hussain on the ground that co-accused has been granted bail by this Court in CRM (NDPS) 243 of 2023. It is further submitted that the name of the present petitioner has transpired from the statements of the co-accused, who has been granted bail by this Court vide order dated 04.04.2023.

Considering all these materials, we find that the accused Md. Mansur Ansari @ Mansoor was granted bail on completely separate ground and other relevant provisions of law. The present prayer of the petitioner is for anticipatory bail in a case where 21.500 kgs ganja has been seized. Charge-sheet in the present case has already submitted,

thus considering the nature of offence in the present case and the materials on record, the prayer for anticipatory bail is rejected.

[SHAMPA DUTT (PAUL), J.]

(RAJARSHI BHARADWAJ, J.)