

30.01.2024

21
Ct. No. 29
S.D.
REJECTED

C.R.M.(A) 240 of 2024

In Re:- In Re:- An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with **Hili** Police Station Case No. **163 of 2022** dated **11.07.2022** under Section **21 ©/22©/23©/27A** of the Narcotic Drugs and Psychotropic Substances Act read with 341/353/34 of the Indian Penal Code.

And

In Re : Minarul Mandal

..... petitioner

Ms. Busra Khatoon

...for the petitioner

Mr. Ranadeb Sengupta

...for the State

Commercial quantity of narcotic was seized from the co-accused. Local persons saw the Border Security Force chasing the petitioner at the place and time of occurrence.

In such circumstances, complicity of the petitioner in the incident cannot be overlooked.

We are of the view that the petitioner is unable to overcome the restriction under Section 37 of the N.D.P.S. Act, 1985.

Consequently, we are unable to grant anticipatory bail to the petitioner and the prayer for bail of the petitioner is rejected.

The application being **CRM (A) 240 of 2024** is dismissed.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)