

05.02.2024

Item No.19

Ct. No. 29

CHC

Rejected

C.R.M.(A) 351 of 2024

In Re:- An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with **Kaliachak** Police Station Case No. **18** of **2024** dated **06.01.2024** under Sections **21(C)/27A/29** of the NDPS Act.

And

In the matter of : Surajit Sarkar @ Rintu

..... petitioner

Mr. Arup Kumar Bhowmick

....for the petitioner

Mr. Soumik Ganguli

....for the State

Petitioner prays for anticipatory bail.

Police personnel implicated the petition in fleeing the spot where, the raid was conducted resulting in seizure of commercial quantity of narcotics.

Therefore, constructive possession of the petitioner over such commercial quantity of narcotics cannot be overlooked. Consequently, we are of the view that, petitioner is unable to overcome the restrictions under Section 37 of the N.D.P.S. Act, 1985.

This application for anticipatory bail is, thus, rejected.

CRM(A) 351 of 2024 is disposed of.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)