

23.04.2024
Item No.19
Ct. No. 29
CHC
Rejected

C.R.M.(A) 1411 of 2024

In Re:- An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with **Goalpokhar** Police Station Case No. **575** of **2023** dated **09.10.2023** under Section **21(c)** of the NDPS Act corresponding to Spl. NDPS Case No.31 of 2023.

And

In the matter of : Sri Prahlad Shil @ Prahlad Shil
..... petitioner

Mr. Aditya Mondal,
Ms. Sompurna Chatterjee,
Mr. Shuvadeep Paul
....for the petitioner

Mr. Sujan Chatterjee
....for the State

Petitioner prays for anticipatory bail.

Commercial quantity of narcotic was seized from the vehicle owned by the petitioner.

Constructive possession of the seized commercial quantity of narcotic so far as the petitioner is concerned, as the owner of the vehicle cannot be overlooked at this stage.

In such circumstances, we are of the view that, 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.

This application for anticipatory bail is, thus, rejected.

CRM(A) 1411 of 2024 is disposed of.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)