

16.07.2024
Item no. 40.
Court No.28.
AB
(Rejected)

CRM (NDPS) 1107 of 2024

In Re: An Application for Bail under Section 439 of the Code of Criminal Procedure in connection with Kaliachak P.S. Case No.647 of 2020 dated 27.8.2020 under Sections 21C/29 of the NDPS Act

And

In the matter of : Mostakim Sk. @ Md. Mostakim Sk.

.....Petitioner.

Mr. M. Chatterjee,
Mr. Debapriya Majumdar,
Mr. Tushar Hazra,
Mr. Arindam Poalifor the Petitioner.

Mr. Ranadeb Sengupta,
Ms. Sudeshna Dasfor the State.

The petitioner says that he has no truck with the illegal transaction. He has been implicated on the basis of statement of co-accused persons. He seeks bail.

Learned Advocate for the State points out that the motorcycle, which was being ridden by a co-accused, Aniul Sk., when he was apprehended and seizure was made, is registered in the name of the present petitioner. Aniul Sk. has been granted bail by a Coordinate Bench solely on the ground of delay in trial.

482 grams of heroin was seized from the accused persons. In view of the facts narrated above, the complicity of the petitioner in the alleged offence cannot be ruled out, at this stage.

Hence, we are not inclined to allow the petitioner's prayer for bail for the present.

The prayer for bail is, accordingly, rejected.

CRM (NDPS) 1107 of 2024 is dismissed.

All parties shall act in terms of server copy of the order downloaded from the official website of this Court.

(Arijit Banerjee, J.)

(Apurba Sinha Ray, J.)