

17.09.2024

Court No.29

Item No.44

Allowed

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CRM (A) 3318 of 2024

In Re:- An application for anticipatory bail under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023 in connection with Burdwan Sadar Police Station Case No. 835 of 2024 dated 29.08.2024 corresponding to Special Case No. 06 of 2024 under Sections 20(b)(ii)(c)/25/29 of the Narcotic Drugs Psychotropic Substances Act.

And

In Re: **Rumpa Jash @ Aduri**

Petitioner

Mr. Sujan Chatterjee

Mr. S. Sinha

For the Petitioner

Mr. Anand Keshri

Mr. Ratul Ghosh

For the State

1. Heard the learned counsel appearing for the parties.
2. In view of the submission of the State that the name of the petitioner transpired from the statement of one of the co-accused in police custody and is also affirmed by the materials on case diary inasmuch as the petitioner has no criminal antecedent, we are of the view that the petitioner is able to rebut the presumption under Section 37 of the NDPS Act.
3. Accordingly, we direct that in the event of arrest, the petitioner, namely, **Rumpa Jash @ Aduri** shall be released on bail upon furnishing a bond of Rs.10,000/-, with two sureties of like amount each, one of whom must be local, subject to the satisfaction of the Arresting Officer and also to comply with the conditions as laid down in Section 482(2) of the BNSS, 2023. The petitioner shall cooperate with the investigation following the female norms till the submission of the final report and shall not leave the jurisdiction of Burdwan Sadar police station without the leave of the I.O

till the submission of the final report and on further condition that the petitioner shall appear before the **learned Judge, 3rd Special Court, Burdwan, under NDPS Act**, within two weeks from date in connection with **Special Case No. 06 of 2024**. In the event of non-compliance of any of the conditions, the anticipatory bail shall stand automatically cancelled without any further reference to this Court.

4. Accordingly, the prayer for anticipatory bail of the petitioner is allowed and the same is accordingly disposed of.
5. All parties shall act on the server copies of this order duly downloaded from the official *website* of this Court.

(Soumen Sen, J)

(Uday Kumar, J)