

21.02.2024
Item No.80
Ct. No. 29
CHC
Rejected

C.R.M.(A) 4471 of 2023
IA NO: CRAN/1/2023

In Re:- An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with **Jibantala** Police Station Case No. **168** of **2020** dated **14.03.2020** under Sections **21/29** of the Narcotic Drugs and Psychotropic Substances Act, 1985.

And

In the matter of : Safique Laskar @ Pintu @ Pintu Laskar
@ Safik Laskar

..... petitioner

Mr. Sudipto Maitra, Sr. Advocate
Mr. Dipanjan Chatterjee,
Mr. Asit Nayek,
Mr. Vijay Verma,
Mr. Dwaipayan Biswas
....for the petitioner

Mr. Ranadeb Sengupta
....for the State

C.R.A.N.1 of 2023 is an application for early disposal of the application for anticipatory bail.

C.R.A.N.1 of 2023 is disposed of by taking up the application for anticipatory bail for consideration.

Learned Senior Advocate appearing for the petitioner submits that, petitioner is entitled to file an application for anticipatory bail since, the process for proclamation is yet to be concluded. Moreover, the coordinate Bench called for a report from the jurisdictional Court with regard thereto. He points out that, police filed charge-sheet and therefore, custodial interrogation of the petitioner is not required. Police are

proceeding on the basis of the statement of the co-accused made while in custody.

Learned advocate appearing for the State draws the attention of the Court to the materials in the Case Dairy. He also draws the attention of the Court to the orders passed by the jurisdictional Court with regard to proclamation proceeding.

The police case is dated March 14, 2020.

There is an issue of long absconsion of the petitioner. The police case dated March 14, 2020. Petitioner filed the application for anticipatory bail sometime on September 26, 2023. Materials in the Case Diary suggest that involvement of the petitioner in the incident.

Process for proclamation was initiated.

In view of the long absconsion and the materials in the Case Diary, we are unable to grant anticipatory bail to the petitioner.

CRM(A) 4471 of 2023 is rejected.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)