

04.03.2024

ML-20
Court No.29
(AD)
(Rejected)

C.R.M. (A) 4536 of 2023

In Re: - An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with **Kaliachak** Police Station Case No.**875 of 2022** dated **12.08.2022** under Sections **21(c)/27A/29** of the Narcotic Drugs and Psychotropic Substances Act, 1985. (NDPS Case No.122 of 2022).

And

In the matter of: **Layek Ali alias Laltu**

....petitioner.

Mr. Abhimanyu Banerjee

... for the petitioner.

Mr. Sudip Ghosh, Ld. APP

Mr. Saryati Datta

... for the State.

The application for anticipatory bail is pending since October 5, 2023 when it was filed. It was first taken up for consideration on October 16, 2023. Thereafter, on one pretext or other, the petitioner is seeking adjournment.

Court is informed that there is a revisional application pending challenging the proclamation and attachment as against the petitioner.

Court is also informed that, so far as the attachment is concerned, there is an order of stay. However, there is no order of stay on the proclamation order.

Independent of such proceedings, we find from the materials in the case diary that the petitioner is complicit in the incident.

The police case is dated August 12, 2022.

There is an issue of long absconson also.

In such circumstances, we are unable to grant anticipatory bail to the petitioner.

Accordingly, the prayer for anticipatory bail of the petitioner is rejected.

C.R.M. (A) 4536 of 2023 is dismissed.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)