

11.11.2024
tkm/ct 28
sl no. 35

C.R.M. (A) 3856 of 2024

In Re : An application for anticipatory bail under section 482 of BNSS 2023 in connection with NCB Crime No. 02/NCB/KOL/2023 dated 4.7.2023 under sections 8 (c) of the NDPS Act and section 20(b)(ii)(c) of the NDPS Act

and

In Re : Nemaï Ghosh

..... petitioner

Mr. S S Saha

..... for the petitioner

Mr. Gouranga Kr. Das

Mr. Sagar Saha

..... for the NCB

1. Petitioner submits no narcotics was recovered from his possession. He prays for anticipatory bail.
2. Learned lawyer for the NCB submits BSF personnel recovered 43 kgs of ganja and 371 bottles of phensydel syrup from one Alamgir Mondal. In the course of investigation name of the petitioner transpired. In spite of notice he did not co-operate with investigation.
3. We have considered the materials on record. Large volume of narcotics had been recovered from co-accused. Name of the petitioner transpired during investigation. He did not respond to notices under section 67 of the NDPS Act.
4. In view of the aforesaid materials particularly the conduct of the petitioner in not co-operating with investigation, we are not inclined to grant anticipatory bail to the petitioner.
5. Accordingly, prayer for anticipatory bail is rejected.

(Ajay Kumar Gupta , J.)

(Joymalya Bagchi, J.)