

03.01.2024

Serial no. 56
Anticipatory bail
[Rejected]
Dd

CRM (A) 5719 of 2023

*In re : An Application for **Anticipatory Bail** under Section **438** of the Code of Criminal Procedure in connection with **Baishnabnagar** Police Station Case No. **542** of **2023** dated **13.08.2023** under Sections **21(C)/25/29** of NDPS Act. (NDPS Case No. 73/2023)*

-And-

In the matter of : **Sekh Amodali @ Babu**
... ..**Petitioner**

Mr. Amitabh Karmakar,
Mr. Arup Kumar Bhowmick, Advocates
... .. For the Petitioner
Mr. Saibal Bapuli, APP
Mr. Dipankar Paramanick, Advocates
... ..For the State

Commercial quantity of narcotic was seized from the co-accused. There are money trails between the son of the petitioner, the petitioner and the co-accused who was arrested with the commercial quantity of narcotics.

There is criminal antecedent of the petitioner in respect of the NDPS case also.

In such circumstances, we are of the view that the petitioner is unable to overcome the restrictions under Section 37 of the NDPS Act, 1985.

Consequently, we are unable to grant anticipatory bail to the petitioner.

Prayer for anticipatory bail of the petitioner is **rejected**.

CRM (A) 5719 of 2023 is **dismissed**.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)