

08.01.2024
Item No.21
Ct. No. 29
CHC
Rejected

C.R.M.(A) 4 of 2024

In Re:- An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with **Patiram** Police Station Case No. **220** of **2023** dated **12.10.2023** under Sections **21(c)/22(c)/23(c)/27A** of the Narcotic Drugs and Psychotropic Substances Act, 1985.

And

In the matter of : Surajit Das

..... petitioner

Ms. Jeenia Rudra

....for the petitioner

Mr. Debasish Roy, Ld. P.P.

Mr. Rudradipta Nandy, Ld. A.P.P.

Ms. Sonali Das

....for the State

Petitioner prays for anticipatory bail.

A SIM standing in the name of the petitioner was used in the transaction with regard to commercial quantity of narcotics. Apparently, the person arrested with the commercial quantity of narcotics was issued a SIM card in the name of the petitioner.

In such circumstances, complicity of the petitioner in the incident cannot be overlooked. Petitioner cannot be said to be able to repeal the presumptions under Section 37 of the N.D.P.S. Act.

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

This application for anticipatory bail is, thus, rejected.

CRM(A) 4 of 2024 is disposed of.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)