

**THE HIGH COURT AT CALCUTTA
CIRCUIT BENCH AT JALPAIGURI**

15.05.2024.
8/tkm

C.R.M. (DB) 167 of 2024

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure in connection with CBI Case no. RC 220 2011 E 008 dated 17.8.2011 under sections 489(B)/489(C)/120B IPC

and

In the matter of : Nasel Sheik @ Md. Nasel Sheikh
... Petitioner

Ms. S Kundu

...for the Petitioner

Mr. Sudipto Kr. Mazumder

Mr. Sudip Kr. Paul

...for the CBI.

Mr. Ratan Banik

...for the DRI.

1. Heard learned lawyers for the parties.
2. Learned Deputy Solicitor General submits notes which is taken on record.
3. Petitioner is in custody in a case registered by Directorate of Revenue Intelligence. Though production warrant was issued to show him arrested in the present case, petitioner has not been shown arrested in this case till date.
4. In view of the fact that petitioner has not been arrested in the case we are of the view the application for bail is not maintainable and the same is rejected.

(Ajay Kumar Gupta,J.)

(Joymalya Bagchi, J.)