

AD 25
April 4, 2025
Ct. 28

SG

Reject

CRM(A) 1091 of 2025

An application for anticipatory bail under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023 in connection with Kaliachak P.S. Case No.98 of 2025 dated 23.01.2025 under Sections 21(C)/27(A)/29 of the NDPS Act, read with Section 25(1-B)/a/a/27/35 of the Arms Act.

And

In the matter of: *Indrajit Mandal*

... *petitioner*

Mr. M.A. Sk.

... for the petitioner.

Mr. Rudradipta Nandy
Mr. S.B. Roy Chowdhuri

... for the State

Learned counsel appearing for the petitioner submits as follows. Commercial quantity of contraband was seized from the co-accused of the petitioner. The only material available against the petitioner is the statement of the co-accused, which is inadmissible in evidence.

Learned counsel for the State relies on the case diary and submits that a prima facie case is made out against the petitioner. There are call detail recordings between the petitioner and the co-accused who was arrested with commercial quantity of contraband. The investigation is going on. On similar facts, anticipatory bail application of a co-accused was rejected by the Division Bench of this Court on 27.03.2025 in CRM(A) 936 of 2025.

In view of the call detail recordings between the petitioner and the co-accused who was arrested with commercial quantity of contraband and the order dated 27.03.2025 passed by a Division Bench of this Court in the case of similar circumstance co-accused, I am not inclined to grant anticipatory bail to the petitioner.

Accordingly, the prayer for anticipatory bail is rejected.

(Jay Sengupta, J.)