

17/04/2025

D/L 62
Ct. No.28
S.Kundu
Rejected

C.R.M.(A) 1257 of 2025

In Re:- An application for anticipatory bail under section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023/under Section 438 of the Code of Criminal Procedure in connection with English Bazar police station case no. 237 of 2025 dated 12.2.2025 under section 21 (C)/29 of the NDPS Act, pending before the learned Additional District Judge, 4th Court, Special Court, Malda in PTN case no. 138/2025.

In the matter of: Nabab Sk.

... Petitioner

Mr. Arup Kr. Bhowmick

...for the petitioner.

Mr. Joydeep Roy

Mr. Prakash Mishra

...for the State.

1. Learned counsel appearing on behalf of the petitioner submits that contraband was allegedly recovered from the house of the petitioner when the petitioner was not present there.
2. Learned counsel appearing on behalf of the State submits that 600 bottles of phensedyl were recovered from the house of the petitioner and the seizure was made in the presence of the independent witnesses.
3. In view of the materials available in the case diary and the restriction contained in Section 37 of the NDPS Act, I am not inclined to grant anticipatory bail to the petitioner.
4. Accordingly, the application for anticipatory bail is rejected.

(Jay Sengupta, J.)