

26.02.2025
Item No.15
Court No. 26
CHC
Rejected

CRM (NDPS) 1923 of 2024

In re : An Application for **Bail** under Section 439 of the Code of Criminal Procedure, 1973 read with Section **483** of the Bharatiya Nagarik Suraksha Sanhita, 2023 in connection with **Lalgola** Police Station Case No. **454** of **2023** dated **17.10.2023** under Sections **21(c)/29** of the Narcotic Drugs and Psychotropic Substances Act, and submitted Charge Sheet being Charge Sheet no.188/2024 dated 12.04.2024 under Section 21(c)/29 of the N.D.P.S. Act being N.D.P.S. Case No.105 of 2023.

-And-

In the matter of : **Sinanda Mandal**

... ..Petitioner

Ms. Shabana Hasin, Advocate

Ms. Samima Akter, Advocate

... .. For the Petitioner

Mr. Ranabir Ray Chowdhury, Advocate

Ms. Debjani Dasgupta, Advocate

... ...For the State

1. Learned advocate appearing for the petitioner submits that, the petitioner does not wish to press the application any further.
2. We find from the records that, the application was filed on December 5, 2024 and it was considered by the coordinate Bench on January 16, 2025. Elaborate arguments were made on behalf of the petitioner. No reason is ascribed to as to why the petitioner is not pressing the petition any further today.
3. Bail petitions filed up to December 31, 2024 were assigned to this Bench by Hon'ble The Chief Justice in the month of February 2025.

4. The conduct of the petitioner permits an inference that, the petitioner is not pressing the bail as a means of Bench hunting.
5. On merits also, we do not find any material which allows the grant of bail to the petitioner.
6. Commercial quantity of contraband was seized from the possession of the petitioner.
7. Petitioner is unable to overcome the restrictions under Section 37 of the N.D.P.S. Act, 1985.
8. State will draw the attention of the Court of this conduct of the petitioner in Bench hunting should any prayer for bail is made by the petitioner hereafter.
9. In such circumstances, we are not inclined to grant bail to the petitioner.
10. Prayer for bail of the petitioner is **rejected**.
11. CRM(NDPS) 1923 of 2024 is **dismissed**.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)