

25.02.2025

DL-57

Court No.26

CRM (NDPS) 2002 of 2024

*(Bail **Rejected**)*

(AD)

In re : An Application for Bail under Section 439 of the Code of Criminal Procedure, 1973/ under Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 in connection with **English Bazar** Police Station Case No.1333 of **2022** dated **25.08.2022** under Sections **21(C)/29** of Narcotic Drugs and Psychotropic Substances Act, 1985 and Section **14(A)** of the Foreigners Act. (NDPS Case No.151/2022)

-And-

In the matter of : Md Sanaul Hoque @ Ashraful @ Sanaul Hoque

... ...Petitioner

Mr. Amitabha Karmakar, Advocate

Mr. Arup Kumar Bhowmick, Advocate

... ... For the Petitioner

Mr. Debasish Roy, Ld. PP

Mr. Arijit Ganguly, Advocate

Mr. Koushik Kundu, Advocate

... ...For the State

1. Claim for parity with the other co-accuseds who were enlarged on bail by the Coordinate Bench cannot be extended to the petitioner since the petitioner is a Bangladeshi national. Possibility of absconsion looms large if the petitioner is enlarged on bail.
2. Out of 11 charge sheeted witnesses, 10 stands examined with the Investigating Officer remaining to be examined in full.
3. Given the stage of the trial and the nationality of the petitioner and the risk of absconsion, we are not inclined to grant bail to the petitioner.

4. Accordingly, the prayer for bail of the petitioner is **rejected**.
5. **CRM (NDPS) 2002 of 2024** is **dismissed**.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)