

11.06.2025
Item no. 30.
Court No.2.
Rakib

**In the High Court at Calcutta
Circuit Bench at Jalpaiguri
Criminal Miscellaneous Jurisdiction**

CRM (A) 346 of 2025

In Re: An Application for Bail under Section 438 of the Code of Criminal Procedure, 1973/Under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023 in connection with Kotwali Police Station Case No. 98 of 2024 Dated 13.02.2024 under Sections 21(c) of the Narcotic Drugs and Psychotropic Substances Act, 1985.

And

In the matter of : Manoj Roy.

.....Petitioner.

Mr. Dilip Chakraborty.

.....for the Petitioner.

Mr. Ujjwal Ludsom,

Ms. Namrata Das.

.....for the State.

Learned advocate appearing for the petitioner submits that the petitioner has been falsely implicated in connection with the instant case on the basis of statement of the co-accused and as there has been no recovery from the possession of the petitioner he may be favoured with an order of anticipatory bail.

State has produced the Case Diary and a document which reflects that the vehicle/scooty which was seized in connection with the case along with the contraband contained an authorization in the form of photostat copy of notarized document which reflects the name of the present petitioner

being authorized to ply the vehicle. As commercial quantities of codeine phosphate were recovered from the said vehicle and since the investigation is continuing, the custodial interrogation of the present petitioner is warranted for the sake of the case.

Having considered the materials available in the Case Diary as well as the fact that the investigation is in progress, I am not inclined to grant anticipatory bail to the petitioner.

Consequently, CRM(A) 346 of 2025 is dismissed.

All parties shall act in terms of server copy of the order downloaded from the official website of this Court.

(Tirthankar Ghosh, J.)