

21.04.2026
Court No.28
Item No.11
tbsr
Reject

CRM (A) 1067 of 2026

In Re: - An application for anticipatory bail under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023 in connection with **Gangarampur** P.S. Case No.**120 of 2026** dated **28.02.2026** under Sections **21(c)/22(c)/23(c)/27A/28/29** of the NDPS Act, 1985.

And

In the matter of: Abdul Miah

....Petitioner.

Mr. Kaushik Choudhury
....for the petitioner

Mr. Arijit Ganguly
Ms. Baishakhi Chatterjee
....for the State

Report filed on behalf of the State is taken on record.

Learned counsel appearing on behalf of the petitioner submits that the only material available against the petitioner is the statement of a co-accused, which is not admissible in evidence.

Learned counsel appearing on behalf of the State opposes the prayer for anticipatory bail. He submits that other than the statement of a co-accused available in the case diary, there is a criminal antecedent against the petitioner being, Gangarampur P.S. Case No. 531 of 2022 in which a charge sheet dated 05.05.2023 was submitted. The same involved offences under the NDPS Act.

Considering the above and the other incriminating materials available in the case diary and the restriction contained in Section 37 of the NDPS Act, I do not consider this to be a fit case for granting anticipatory bail.

The application for anticipatory bail is, thus, rejected.

Urgent photostat certified copies of this order may be delivered to the learned Advocates for the parties, if applied for, upon compliance of all formalities.

(Jay Sengupta, J.)