

GAHC010036562022



**THE GAUHATI HIGH COURT
(HIGH COURT OF ASSAM, NAGALAND, MIZORAM AND ARUNACHAL PRADESH)**

Case No. : Bail Apnl./453/2022

PANKAJ BORA
S/O LT. MOHON BORA
R/O VILL- NONOI CHAKRIGAON
P.S. NAGAON, SADAR
DIST. NAGAON, ASSAM, PIN-7882101

VERSUS

THE STATE OF ASSAM
REP. BY THE PP, ASSAM

Advocate for the Petitioner : MR. K SINGHA

Advocate for the Respondent : PP, ASSAM

**BEFORE
HONOURABLE MR. JUSTICE SANJAY KUMAR MEDHI**

ORDER

31.03.2022

Heard Shri K. Singha, learned Counsel for the petitioner, namely, Shri Pankaj Bora, who has filed this bail application under Section 439 of the Cr.P.C. praying for bail in connection with NDPS Case No. 106/2021 arising out of Samuguri P.S. Case No. 235/2021, registered under Sections 21(C) /22(C)/25/27A of the NDPS Act. The

petitioner was arrested on 17.06.2021.

Case Diary has been received.

The learned counsel for the petitioner has submitted that the petitioner is behind the bar since 17.06.2021 and has completed around 290 days. It is further submitted that till date, four nos. of witnesses have been examined and none of them has implicated the petitioner.

On the other hand, Shri R.J. Baruah, learned Addl. Public Prosecutor, Assam by referring to the scanned copy of the case records has submitted that the F.I.R. itself would reveal that it is the petitioner who had supplied the goods to the other three accused persons. It is further submitted that apart from the fact that the petitioner is a named accused, the quantity of psychotropic substance seized would not justify grant of bail to the petitioner at this stage.

After considering the facts & circumstances and also the nature and quantity of the substance recovered, this Court is of the opinion that no case for grant of bail is made out at this stage.

The bail petition accordingly stands rejected.

JUDGE

Comparing Assistant