

***Calcutta High Court
In the Circuit Bench at Jalpaiguri***

19.08.2019.
153
as
(Rejected)

C.R.M. 561 of 2019

In Re:- An application for anticipatory bail under Section 438 of the Code of Criminal Procedure filed on 19.07.2019 in connection with N.D.P.S. Case No.32 of 2019 arising out of Sitalkuchi P. S. Case No.72 of 2019 dated 16.03.2019 under Sections 21(c)/25 of the N. D. P. S. Act.

In the matter of : Jiarul Mia @ Jiyarul Haque Mia.

... Petitioner.

Mr. Hillol Saha Podder.

...for the Petitioner.

Mr. Aarun Kr. Sarkar,
Mr. Abhijit Sarkar.

.....for the State.

Heard the learned Advocates appearing for the parties.

Having considered the materials on record prima facie disclosing involvement of the petitioner in the alleged recovery of narcotic substance i.e. 4500 bottles of phensedyl syrup containing codeine mixture above commercial quantity and in the light of the statutory restrictions under Section 37 of the N. D. P. S. Act, we are not inclined to grant bail to the petitioner.

Accordingly, the prayer for anticipatory bail of the petitioner is rejected.

(Manojit Mandal,J.)

(Joymalya Bagchi, J.)

