

31.08.2021
Item no.5

Aloke
Ct. no.29

Through Video Conference

C.R.M. 838 of 2021

In Re : An application for bail under Section 439 of the Code of Criminal Procedure filed on 19.01.2021 arising out of Gopalnagar P.S. Case No. 309 of 2020 dated 28.06.2021 under Sections 20(b)(ii)(c) of the NDPS Act, 1985.

And

**In the matter of : Monoranjana Das @
Manoranjana Das @ Manaranjana Das @
Mona**

...Petitioner

Mr. Jayanta Narayan Chatterjee, Advocate
Mr. Nazir Ahmed, Advocate
Ms. Nandini Chatterjee, Advocate
Mr. Jayashree Patra, Advocate
... for the Petitioner
Mr. Swapna Banerjee, Advocate
Mr. Suman De, Advocate
... for the State

Petitioner seeks bail.

Learned Advocate appearing for the petitioner submits that the petitioner is in custody for 426 days. He submits that the police deliberately shown a seizure of 22 kg 700 grams in the seizure list when the commercial quantity commences from 20 kgs.

State is represented.

We have considered the case diary produced in Court. The issue as to whether a commercial quantity was seized from the petitioner or not is best decided at the trial. The petitioner is unable to establish conclusively that commercial quantity was not recovered.

We are unable to grant bail to the petitioner as prayed for.

C.R.M. 838 of 2021 is dismissed.

(Ananda Kumar Mukherjee, J.)

(Debangsu Basak, J.)