

85. 29.07.2021

Ct.32

Tanmoy

Dismissed

C.R.M. 4057 of 2021

In Re: - An application for bail under Section 439 of the Code of Criminal Procedure filed on **11/06/2021** in connection with **NCB Crime No. 07/2019** under Section **8(C)** read with Section **22(C)/29** of N.D.P.S. Act, 1985 (Special Case No.14 of 2019).

And

In the matter of: - **Afruza Bibi @ Afruja**

....petitioner.

Mr. Kaushik Choudhury

...for the petitioner

Mr. Y.J. Dastoor, Ld. A.S.G.,
Mr. Phiroze Edulji

...for N.C.B.

Commercial quantity of contraband was recovered from the possession of the petitioner. Her prayer for bail was rejected by co-ordinate Benches of this Court on August 8, 2019 in C.R.M. 7041 of 2019 and by order dated July 8, 2020 in C.R.M. 4803 of 2020. We see no apparent change of circumstances after such rejections. Further, there is a statutory restriction in Section 37 of the N.D.P.S. Act.

We are also told that the trial is in progress and four witnesses have already been examined-in-chief.

In view of the aforesaid, we are not inclined to allow this application.

Accordingly, the application for bail being C.R.M. 4057 of 2021 is **dismissed**.

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

(Suvra Ghosh, J.)

(Arijit Banerjee, J.)