

09.12.2021
cm/ct 28
sl no. 113

C.R.M. 5887 of 2021

In Re : An application for bail under section 439 of the Code of Criminal Procedure in connection with Krishnaganj P.S Case No. 282/20 dated 25.12.2020 under Sections 21(c) of the NDPS Act.

And

Rejected

In Re : Paresh Sardar & Anr.

..... petitioners

Mr. Kusal Kumar Mukherjee

Mr. P. Mondal

Mr. Tapas Kumar Paul

..... for the petitioners

Mr. Iqbal Kabir

..... for the State

Petitioners are in custody for 11 months. It is submitted that no narcotic substance was seized from his possession.

Statement of witnesses particularly those of BSF personnel show petitioner and co-accused were throwing plastic bottles containing narcotic substances across the border. They were arrested from the spot. In view of the aforesaid materials prima facie disclosing conscious possession of the narcotic substance which had been seized, we are not inclined to grant bail to the petitioner.

The application for bail is thus **rejected**.

(Bivas Pattanayak, J.)

(Joymalya Bagchi, J.)