

23.11.2021
Court No.32
Item No. 05
Krishnendu
Bail Rejected

**CRM 7345 of 2021
(Via video Conference)**

In Re:- An application for bail under section 439 of the Code of Criminal Procedure filed in connection with Berhampore Police Station Case No. 1135 of 2020 dated 04.11.2020 under sections 20(b)(ii)(c)/29 of Narcotic Drugs and Psychotropic Substances Act, 1985 (N.D.P.S. Case No. 255 of 2020).

And

In re: **Manowara Bibi @ Maneja Bibi**

...Petitioner

Mr. Jisan Iqubal Hossain

... For the Petitioner

Mr. S.G. Mukherjee, Id. P.P.

Mr. Saryati Datta

...For the State

The learned advocate appearing for the petitioner submits that the petitioner has been falsely implicated. It has been alleged that there has been a recovery of 5 kgs. of Ganja from her possession. Upon completion of investigation, charge sheet has already been submitted and as such further detention of the petitioner, who is in custody for 383 days, is not necessary.

The learned advocate for the State opposes the prayer for bail of the petitioner and submits that there are materials on record, which clearly reveal the direct involvement of the petitioner in the alleged offence and that she had been a part of the racket.

Having heard the learned advocates appearing for the respective parties and considering the materials in the case diary, including the statements of the witnesses, the gravity of the offence and the extent of complicity, we are of the opinion that the rigours of section 37 of the N.D.P.S. Act are attracted and in view thereof, the petitioner's prayer for bail is refused at this stage.

The application for bail, being CRM No. 7345 of 2021, is, accordingly, disposed of.

All parties shall act on the server copies of this order duly downloaded from the official *website* of this Court.

(Sugato Majumdar, J.)

(Tapabrata Chakraborty, J.)