

06.12.2021

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rejected

C.R.M. 7784 of 2021
(via video conferencing)

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure in connection with Monteswar Police Station Case No. 145 of 2020 dated 09.06.2020 under Section 21(c) of the NDPS Act.

And

In Re : Jagannath Ghosh petitioner

Mr. Mrityunjoy Chatterjee
... for the petitioner

Mr. Saryati Datta
... for the State

Learned Counsel appearing for the petitioner submits that the petitioner is in custody for one year and six months. He prays for bail of the petitioner.

Learned Counsel appearing for the State opposes the prayer for bail.

Statements of witnesses disclose recovery of narcotic substance above commercial quantity i.e. 1500 liters of codeine mixture from the possession of the petitioner. In view of the aforesaid fact and statutory restrictions under Section 37 of the N.D.P.S. Act, we are not inclined to grant bail to the petitioner.

The application for bail is, thus, rejected.

(Bivas Pattanayak, J.)

(Joymalya Bagchi, J.)

C.R.M. 192 of 2018

In Re.: An application under Section 439 of the Code of Criminal Procedure filed on 05.01.2018 in connection with Karimpur Police Station Case No. 136 of 2012 dated 03.07.2012 under Sections 420/467/468/471/120B of the Indian Penal Code.

And

In Re : Rabish Kumar Upadhyay petitioner

Mr. Asraf Ali

... for the petitioner

Mr. Debojyoti Deb

... for the State

Having considered the materials on record prima facie disclosing involvement of the petitioner in the alleged crime of misappropriation of monies of the innocent depositors and the fact that the petitioner has absconded for a protracted period of time, we are not inclined to grant bail to the petitioner at this stage.

The application for bail is, thus, rejected.

(Rajarshi Bharadwaj, J.)

(Joymalya Bagchi, J.)

