

07.12.2021.  
83.  
as  
(Rejected)

**C.R.M. 7981 of 2021**

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure in connection with N. Case No.243 of 2020 arising out of Swarupnagar P.S. Case No.719 of 2020 dated 07.12.2020 under Sections 20( c ) of the NDPS Act.

In the matter of : Liakat Gazi.

... Petitioner.

Mr. Kamalesh Chandra Saha.

...for the Petitioner.

Mr. Ranadeb Sengupta.

...for the State.

Heard the learned Counsels appearing on behalf of the parties.

Petitioner is in custody for about a year. He prays for bail.

The learned Advocate appearing for the State opposes the prayer for bail.

Having considered the materials on record prima facie disclosing involvement of the petitioner in the alleged possession of 5.5 ltrs. of codeine mixture, which is above commercial quantity and in the light of the statutory restrictions under Section 37 of the N. D. P. S. Act, we are not inclined to grant bail to the petitioner.

Accordingly, the prayer for bail of the petitioner is rejected.

We request the trial court to consider the framing of charge at the earliest and to take the proceeding to its logical

conclusion without granting unnecessary adjournments to either of the parties.

**(Bivas Pattanayak,J.)**

**(Joymalya Bagchi, J.)**