

20.12.2021
Sl. No.138
akd
[Rejected]

C. R. M. 8307 of 2021 [via video conferencing]

In Re: An application for bail under Section 439 of the Code of Criminal Procedure filed on 06.12.2021 in connection with Gangarampur Police Station Case No. 445 of 2021 dated 30.10.2021 under Sections 22(c)/29 of the NDPS Act read with Section 27A of the Drugs & Cosmetics Act.

And

In Re: ***Alamgir Miya @ Miah @ Bakkar***

... .. Petitioner

Ms. Busra Khatoon

... .. for the petitioner

Mr. Sanjay Bardhan
Ms. Baisakhi Chatterjee

... .. for the State

We have considered the materials on record. Statements of witnesses including contemporaneous document i.e. seizure memo disclose recovery of narcotic substance i.e. 50 bottles of *cough syrup* containing *codeine*, which is above commercial quantity from the possession of the petitioner.

Under such circumstances and in view of the statutory restrictions under Section 37 of the NDPS Act, we are not inclined to grant bail to the petitioner.

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

(Bivas Pattanayak, J.)

(Joymalya Bagchi, J.)