

20.12.2021
saswata
ct 28
sl no. 186

C.R.M. 8484 of 2021

In Re : An application for bail under section 439 of the Code of Criminal Procedure filed in connection with Krishnaganj Police Station Case No. 65/21 dated 31.03.2021 under sections 20(b)/21(c) of NDPS Act.

And

In Re : Abdul Mannan Mondal

..... petitioner

Ms. Karabi Roy

..... for the petitioner

Mr. Saryati Datta

..... for the State

It is submitted on behalf of the petitioner that no narcotic substance was recovered from his possession. The petitioner is in custody for 264 days.

Learned lawyer for the State opposes the prayer for bail and submits that petitioner was transporting narcotic substance above commercial quantity. Seeing police personnel, they fled away. Upon hot chase, the petitioner was arrested.

Having considered the materials on record and bearing in mind the statements of witnesses prima facie disclosing involvement of the petitioner in transporting narcotic substance above commercial quantity and the contemporaneous materials showing his arrest near the spot upon hot chase, we are of the opinion this is not a fit case where the petitioner may be enlarged on bail.

Accordingly, the prayer for bail is rejected.

(Joymalya Bagchi, J.)

(Bivas Pattanayak, J.)