

31.03.2022
Serial no.97
[Dd]
(Bail **Rejected**)

CRM (NDPS) 111 of 2022

In re : An Application for **Bail** under Section **439** of the Code of Criminal Procedure in connection with **N-66 of 2020** arising out of **NCB Crime No. 20 of 2020** dated **24.09.2020** under Sections **20(b)(ii)(c) and 29** of the NDPS Act 1985.

-And-

In the matter of : Milan Chaki @ Meru
... ..Petitioner

Mr. Biswajit Hazra,
Md. Jannat Ul Firdous, Advocates
... .. For the Petitioner

Mr. Y. J. Dastoor, Id. ASG
Mr. Amajit De, Advocates
... ..For the NCB

Petitioner seeks bail.

Learned advocate appearing for the petitioner submits that nothing was recovered from the possession of the petitioner. The petitioner is in custody in excess of 300 days.

Learned Additional Solicitor General submits that commercial quantity of narcotic was seized from the house belonging to the petitioner. The petitioner fled away. The narcotic Control Bureau subsequently recovered that the petitioner was in custody in connection with another narcotic case.

Considering the fact that commercial quantity of narcotic was recovered from the house belonging to the petitioner, we are of the view that the petitioner is unable to overcome the restrictions under Section 37 of the NDPS Act 1985.

Consequently, we are not inclined to grant bail to the petitioner.

Prayer for bail of the petitioner is **rejected**.

CRM (NDPS) 111 of 2022 is **dismissed**.

(Debangsu Basak, J.)

(Bibhas Ranjan De, J.)