

01.03.2022
Serial no.51
Aloke
Ct. No. 29

CRM (DB) 579 of 2022

In re : An Application for bail under Section 439 of the Code of Criminal Procedure filed on 09.02.2022 in connection with Gaighata Police Station Case No. 710 of 2018 dated 23.07.2018 under Sections 21(c)/29 of the NDPS Act and Sections 379/34 of the Indian Penal Code.

-And-

In the matter of : **Biswajit Das @ Biswa @ Tapa @ Surya**
... ...Petitioner

Mr. Sudip Ghosh, Advocate
Mr. Apurba Kr. Datta, Advocate

... ... For the State

None appears for the petitioner.

Learned Advocate appearing for the State submits that commercial quantity of narcotic was seized from the possession of the petitioner. The case stands committed for trial and the next date fixed by the trial Court is for the purpose of recording of evidence.

Considering the fact that commercial quantity of narcotic was seized from the possession of 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 unable to grant bail to the petitioner.

CRM (DB) 579 of 2022 is rejected.

(Debangsu Basak, J.)

(Bibhas Ranjan De, J.)