

07.06.2022
cm/ct 28
sl no. 28

C.R.M.(DB) No. 1401 of 2022

In Re : An application for bail under section 439 of the Code of Criminal Procedure in connection with **Uluberia P.S Case No. 270 of 2021** dated **06.08.2021** under Section **21(c)** of the NDPS Act, 1985.

And

Rejected

In Re : Nasiruddin Mondal @ Nasu

..... petitioner

Mr. Himansu De
Mr. H.A. Rashid
Mr. K. Bhattacharjee

..... for the petitioner

Mr. Ranadeb Sengupta

..... for the State

Petitioner is in custody for more than 300 days. He submits the seizure of narcotics was not made in accordance with law.

Learned lawyer for the State opposes the prayer for bail.

We have considered the statement of witnesses as the contemporaneous document, namely, seizure list prima facie disclosing recovery of narcotic substance above commercial quantity from the petitioner. In view of the aforesaid facts and statutory restrictions under Section 37 of the NDPS Act, we are not inclined to grant bail to the petitioner.

The application being CRM(DB) No. 1401 of 2022 is rejected.

(Ananya Bandyopadhyay, J.)

(Joymalya Bagchi, J.)