

26.07.2022
cm/ct 28

C.R.M. (NDPS) No. 846 of 2022

sl. no. 9

In Re : An application for bail under section 439 of the Code of Criminal Procedure in connection with NDPS case No. 22 of 2020 arising out of **Kaliachak P.S Case No. 314 of 2020** dated **19.04.2020** under Sections **21(c)/29** of the N.D.P.S. Act.

Rejected

And

In Re : Minnatullah.

..... petitioner

Mr. Rana Mukhopadhyay

..... for the petitioner

Mr. Ranabir Roy Chowdhury

Mr. Mainak Gupta

..... for the State

Heard the learned advocates appearing for the parties.

We have considered the materials on record. Statements of witnesses disclose recovery of narcotic substance above commercial quantity i.e. 250 gms. of heroin from the joint possession of the petitioner and co-accused.

In view of the aforesaid incriminating materials and in light of the statutory restrictions under Section 37 of the N.D.P.S. Act, we are not inclined to grant bail to the petitioner.

Accordingly, the prayer for bail of the petitioner is rejected.

(Ananya Bandyopadhyay, J.)

(Joymalya Bagchi, J.)