

02.08.2022  
Sl. No.10  
**akd**  
[Rejected]

**C. R. M. (NDPS) 870 of 2022**

In Re: An application for bail under Section 439 of the Code of Criminal Procedure filed on 28.07.2022 in connection with Lalgola Police Station Case No. 01 of 2020 dated 01.01.2020 under Sections 21(c)/29 of the NDPS Act. (NDPS Case No.03 of 2020)

And

In Re: ***Habibur Rahaman***

... .. Petitioner

Mr. Niladri Sekhar Ghosh  
Mr. Tapodip Gupta  
Mr. Sourav Mondal

... .. for the petitioner

Mr. Rudradipta Nandy .. Id. Addl. Public Prosecutor  
Mr. Iqbal Kabir

... .. for the State

Petitioner renews his prayer for bail. It is submitted on behalf of the petitioner there is slow progress in the trial of the case.

Learned Additional Public Prosecutor opposes the prayer for bail.

We have considered the materials on record. Statements of witnesses including contemporaneous document i.e. seizure memo disclose recovery of narcotic substance above commercial quantity from the possession of the petitioner. Under such circumstances and in view of the statutory restrictions under Section 37 of the NDPS Act, we are not inclined in granting bail to the petitioner.

The application for bail is thus **rejected**.

**(Ananya Bandyopadhyay, J.)**

**(Joymalya Bagchi, J.)**

