

08.08.2022
Sl. No.3
akd
[Rejected]

C. R. M. (NDPS) 894 of 2022

In Re: An application for bail under Section 439 of the Code of Criminal Procedure filed on 02.08.2022 in connection with Berhampore Police Station Case No. 798 of 2020 dated 07.08.2020 under Sections 21(c)/29 of the NDPS Act. (NDPS Case No.185 of 2020)

And

In Re: ***Selim Mandal @ Selim Mondal & Ors.***

... .. Petitioners

Mr. Somnath Adhikary

... .. for the petitioners

Mr. Sudip Ghosh

Mr. Apurba Kumar Datta

Mr. Bitasok Banerjee

... .. for the State

Heard the learned advocate appearing for both the parties.

We have considered the materials on record. Statements of witnesses including contemporaneous document i.e. seizure memo disclose recovery of narcotic substance i.e. 800 gms. of *Heroin*, which is above commercial quantity from the possession of the petitioners. In view of the aforesaid incriminating materials and statutory restrictions under Section 37 of the NDPS Act, we are not inclined in granting bail to the petitioners.

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

Trial court is directed to expedite the trial and conclude the same at an early date.

(Ananya Bandyopadhyay, J.)

(Joymalya Bagchi, J.)