

08.08.2022
Sl. No.6
akd
[Rejected]

C. R. M. (NDPS) 897 of 2022

In Re: An application for bail under Section 439 of the Code of Criminal Procedure filed on 03.08.2022 in connection with Dhantala Police Station Case No. 401 of 2021 dated 23.08.2021 under Section 21(c) of the NDPS Act. (NDPS Case No.86 of 2021)

And

In Re: ***Subrata Bala***

... .. Petitioner

Mr. Shiladitya Barma

... .. for the petitioner

Mr. Saibal Bapuli .. Id. Addl. Public Prosecutor

Mr. Bibaswan Bhattacharya

... .. 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. 20 bottles of *phensedyl syrup* containing *codeine phosphate*, which is above commercial quantity from the joint possession of the petitioner and co-accused. 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 petitioner.

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

(Ananya Bandyopadhyay, J.)

(Joymalya Bagchi, J.)