

10.08.2022.
12.
Ct.No.28
as
(Rejected)

C.R.M. (NDPS) 908 of 2022

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure in connection with N. Case No.108 of 2021 arising out of Haroa P.S. Case No.372 of 2021 dated 29.08.2021 under Sections 21(c) of the N. D. P. S. Act.

In the matter of : Nasiruddin Gazi

... Petitioner.

Ms. Gulsanwara Pervin.

...for the Petitioner.

Mr. Saibal Bapuli, Id. A.P.P.,
Mr. Bibaswan Bhattacharyya.

...for the State.

Heard the learned Counsels appearing on behalf of the parties.

We have considered the materials on record. Statements of witnesses and contemporaneous documents i.e. seizure memorandum show recovery of narcotic substance above commercial quantity i.e. 5.5 ltrs. of codeine mixture from the possession of the petitioner.

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

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

(Ananya Bandyopadhyay,J.)

(Joymalya Bagchi, J.)

