

01.09.2022  
Sl. No.3  
**akd**  
[Rejected]

**C. R. M. (NDPS) 994 of 2022**

In Re: An application for bail under Section 439 of the Code of Criminal Procedure filed on 25.08.2022 in connection with Palashipara Police Station Case No. 290 of 2021 dated 20.07.2021 under Section 21(c) of the NDPS Act.

And

In Re: ***Din Mahammad Sk. @ Dinai***

... .. Petitioner

Mrs. Nasra Ali Rahman

... .. for the petitioner

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

Mr. Bibaswan Bhattacharya

... .. for the State

It is submitted on behalf of the petitioner that he is in custody for over one year. It is further submitted daughter of the petitioner had expired and his mother is ill.

Learned advocate appearing for the State opposes the prayer for bail.

Materials on record as well as chemical examiner's report show recovery of narcotic substance i.e. 254 gms. of *Heroin*, which is above commercial quantity from the possession of the petitioner. Under such circumstances, we are not inclined to grant bail to the petitioner.

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

**(Ajay Kumar Gupta, J.)**

**(Joymalya Bagchi, J.)**