

15.09.2022
Sl. No.9
akd
[Rejected]

C. R. M. (NDPS) 1041 of 2022

In Re: An application for bail under Section 439 of the Code of Criminal Procedure filed on 05.09.2022 in connection with Ranigunj Police Station Case No. 293 of 2022 dated 20.05.2022 under Sections 20(b)(ii)(c)/25/29 of the NDPS Act. (NDPS Case No.14 of 2022)

And

In Re: **Harash Raut & Ors.**

... .. Petitioners

Mr. Anirban Mitra
Mr. Amit Halder
Mr. Akash Ghosh

... .. for the petitioners

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

... .. for the State

It is contended on behalf of the petitioners that 7.7 kgs. of *Ganja* was recovered from their possession.

Learned advocate appearing for the State opposes the prayer for bail and submits petitioners and co-accuseds were dealing in narcotic substance above commercial quantity i.e. 32.66 kgs. of *Ganja*.

We have considered the materials on record. 24.96 kgs. of *Ganja* was recovered from the co-accuseds. Pursuant to their statement, petitioners were apprehended and from their possession 7.7 kgs. of *Ganja* was recovered. Materials on record show petitioners and co-accuseds were acting in concert with one another and dealing in narcotic substance above commercial quantity. In view of the aforesaid incriminating materials and the statutory restrictions under Section 37 of the NDPS Act, we are not inclined to grant bail to the petitioners.

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

(Ajay Kumar Gupta, J.)

(Joymalya Bagchi, J.)

