

29.09.2022.
12. SL
Ct.No.28
as
(Rejected)

C.R.M. (NDPS) 1134 of 2022

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure in connection with Seizure Case No. 43/NDPS/PHENSEDYL/P&I/C.C.(P)AVB/2021-22 dated 01.01.2022 under Sections 21, 23, 25 & 29 of the NDPS Act.

In the matter of : Sonu Kumar @ Sonu Goyal.

... Petitioner.

Mrs. Baisali Ghoshal,
Mr. Niraj Kummar Singh,
Ms. Soniya Yasmeen

...for the Petitioner.

Mr. K.K. Naih

....for the opposite party

Mr. A. Kumar Maiti (Mohanty),

....for the NCB

Petitioner is in custody for 109 days.

It is submitted no narcotic substance was recovered from his possession. Mr. Maity, learned Advocate for the NCB submits petitioner and co-accused were dealing in narcotic substance above the commercial quantity. Investigation is in progress. CDRs show telephonic conversations between the petitioner and the co-accused from whom narcotic substance was recovered.

We have considered the materials on record. Investigation is in progress. Telephonic conversations shows communication between the petitioner and the co-accused on or about the time the offence was committed.

As investigation is still in progress and other incriminating materials may emerge, we are not inclined to grant bail to the petitioner at this stage.

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

(Ajay Kumar Gupta, J.)

(Joymalya Bagchi, J.)