

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

C.R.M. (NDPS) 1136 of 2022

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure in connection with Lalgola Police Station Case No. 726 of 2021 dated 07.10.2021 under Sections 21(c)/29 of the NDPS Act arising out of NDPS Case No.216 of 2021.

In the matter of : Md. Kabirul Islam.

... Petitioner.

Mr. Jisan Iqubal Hossain

...for the Petitioner.

Ms. Saryati Dutta

....for the State

Heard the learned Advocates for the parties.

We have considered the materials on record. Statements of witnesses and contemporaneous document i.e. seizure memorandum show recovery of 04 litres of phensedyl containing codeine phosphate which is above commercial quantity from the possession of the petitioner.

In view of the aforesaid incriminating materials on record and the statutory restrictions under Section 37 of the NDPS Act, we are not inclined to grant bail to the petitioner.

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

(Ajay Kumar Gupta, J.)

(Joymalya Bagchi, J.)