

03.11.2022
Sl. No.9
akd
[Rejected]

C. R. M. (NDPS) 1182 of 2022

In Re: An application for bail under Section 439 of the Code of Criminal Procedure filed on 27.09.2022 in connection with NCB Crime No.05/NCB/KOL/2018 under Sections 20(b)(ii)(c)/25/28/29 of the NDPS Act.

And

In Re: ***Bijay Shankar Jha***

... .. Petitioner

Mr. Soumik Ganguli
Mr. Nazmut Touhid
Mr. Nimai Roy

... .. for the petitioner

Mr. Rajendra Banerjee
Mr. Pradyut Saha

... .. for the NCB

Heard the learned advocate appearing for both the parties.

We have considered the materials on record. Statements of witnesses including contemporaneous document i.e. seizure memo disclose recovery of narcotic substance i.e. 23 kgs. of *Ganja*, which is above commercial quantity from the possession of the petitioner. Prayer for bail of the petitioner was rejected earlier on merits. Under such circumstances and in view of the statutory restrictions under Section 37 of the NDPS Act, we are not inclined to grant bail to the petitioner.

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

(Ajay Kumar Gupta, J.)

(Joymalya Bagchi, J.)