

30.09.2022.
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(Rejected)

C.R.M. (NDPS) No. 1173 of 2022

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure in connection with Goalpokher Police Station Case No. 221 dated 23.06.2022 under Sections 21(c)/29 of the NDPS Act.

In the matter of : Md. Mohsin

... Petitioner.

Mr. Soumik Ganguly
Mr. Nimai Roy
Mr. Ronit Mukherjee
Mr. Naqmut Touhid

...for the Petitioner.

Mr. Sanjay Bardhan
Mr. Palash Chandra Majhi

....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 1000 bottles of phensedyl cough syrup 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.)