

04.11.2022  
Sl. No.6  
**akd**  
[Rejected]

**C. R. M. (NDPS) 1209 of 2022**

In Re: An application for bail under Section 439 of the Code of Criminal Procedure filed on 30.09.2022 in connection with Hili Police Station Case No. 87 of 2021 dated 09.05.2021 under Sections 21(c)/22(c)/23(c)/27A of the NDPS Act.

And

In Re: ***Ratan Mahato***

... .. Petitioner

Ms. Jeenia Rudra

... .. for the petitioner

Mr. Rudradipta Nandy .. Id. Addl. Public Prosecutor  
Mr. Suman De

... .. for the State

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. *phensedyl syrup* containing *codeine phosphate* above commercial quantity from the joint possession of the petitioner and co-accused. In view of the aforesaid incriminating materials and 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.)