

06.06.2022
07
Ct. No. 01
KAUSHIK
REJECTED

CALCUTTA HIGH COURT
IN THE CITCUIT BENCH AT JALPAIGURI
APPELLATE JURISDICTION

C.R.M. (NDPS) 106 of 2022

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure in connection with **Bhaktinagar** Police Station Case No. **75** of **2022** dated 12.01.2022 under Section 21(C)/22(C)/29 of the Narcotic Drugs and Psychotropic Substances Act.

And

In Re : Md Meherul

..... petitioner

Mr. Hillol Saha

....for the petitioner

Mr. Niloy Chakraborty

Mr. Biswarup Roy

....for the State

Report as called for by the order dated May 13, 2022 filed in Court be taken on record.

The report does not disclose that the petitioner is suffering from such a medical condition as to be enlarged on bail in a case where the petitioner is accused under the provisions of the NDPS Act, 1985.

Considering the fact that commercial quantity of narcotic was seized from the possession of the petitioner, we are of the view that the petitioner is unable to overcome the restrictions under Section 37 of the NDPS Act, 1985. Consequently, we are unable to grant bail to the petitioner.

In such circumstances, prayer for bail of the petitioner is rejected and the application being CRM (NDPS) 106 of 2022 is dismissed.

(Debangsu Basak, J.)

(Bibhas Ranjan De, J.)