

**In the High Court at Calcutta
Circuit Bench at Jalpaiguri
(Through Video Conference)**

29.06.2022
cm/ct 28

C.R.M. (NDPS) No. 187 of 2022

JC no. 2

In Re : An application for bail under section 439 of the Code of Criminal Procedure in connection with **Kharibari P.S Case No. 351 of 2021** dated **03.11.2021** under Sections **21(c)/22 (c)** of the NDPS Act.

Rejected

And

In Re : Safik Alam

..... petitioner

Mrs. Juin Dutta Chakraborty

..... for the petitioner

Mr. Aditi Shankar Chakraborty, Id. A.P.P.

Mr. Nilay Chakraborty

..... for the State

Heard the learned advocates appearing for the parties.

We have considered the materials on record. Statements of witnesses and contemporaneous document namely, seizure list show recovery of narcotic substances i.e. 40 number of 2 ml Lupigesc injection IP, 70 numbers of 2 ml. Diazepam Injection IP and 60 numbers of 2ml. Phenergan Injection IP containing narcotic substance above commercial quantity from the petitioner.

In view of the aforesaid fact and in the light of the statutory restrictions under Section 37 of the N.D.P.S. Act, we are not inclined to grant bail to the petitioner.

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

(Ananya Bandyopadhyay, J.)

(Joymalya Bagchi, J.)

