

09.01.2023
sdas/tkm/ct 28
sl no.15

C.R.M. (NDPS) 20 of 2023

In Re : An application for bail under section 439 of the Code of Criminal Procedure in connection with Manikchak Police Station Case No. 28 of 2022 dated 21.1.2022 under Sections 21(c)/29 of the NDPS Act

And

In Re : Sk. Imam @ Bechan & Anr. petitioners

Ms M Gomes

Mr. M A Sk

Ms. Susmita Ghorani

..... for the petitioners

Mr. Ranabir Roy Chowdhury

Mr. Sandip Chakraborty

..... for the State

Petitioners are in custody for 10 months. They renew their prayer for bail.

Learned lawyer for the State opposes the prayer for bail.

We have considered the materials on record. 66 bottles of phensedyl syrup containing codeine phosphate was recovered from the possession of the petitioners. Their bail prayer was rejected earlier on merits. Date has been fixed for consideration of charge.

In view of the aforesaid incriminating materials and the statutory restrictions under section 37 of the NDPS, we are not inclined to grant bail to the petitioners.

Accordingly, the prayer for bail is rejected.

(Ajay Kumar Gupta, J.)

(Joymalya Bagchi, J.)