

16.02.2023
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rejected

C.R.M. (NDPS) No. 265 of 2023

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure in connection with Uluberia Police Station Case No. 29 of 2022 dated 01.02.2022 under Sections 21(c)/29 of the NDPS Act.

And

In Re : Akash Jana petitioner

Mr. Mrityunjoy Chatterjee
Mr. S. Paul

... for the petitioner

Mr. T. D. Nandy
Mr. Antarikhya Basu

... for the State

Heard the learned Counsels for the parties.

We have considered the materials on record. Statements of the witnesses and seizure memorandum show recovery of narcotics i.e. 8.2 liters of codeine phosphate from the possession of the petitioner. In view of the aforesaid circumstances 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.

Trial court is directed to consider the issue of framing of charge at the earliest and in the event charge is framed to take the proceeding to its logical conclusion without unnecessary adjournment to either of the parties.

(Ajay Kumar Gupta, J.)

(Joymalya Bagchi, J.)

