

21.02.2023.  
14.  
Ct.No.28  
(Rejected)

**C.R.M. (NDPS) 314 of 2023**

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure in connection with NDPS Case No. 127 of 2021 arising out of Dhantala P.S. Case No.494 of 2021 dated 28.10.2021 under Sections 21(c) of the NDPS Act.

In the matter of : Suvo Saha.

... Petitioner.

Mr. Debarshi Brahma.

...for the Petitioner.

Mr. Saryati Datta.

...for the State.

Heard the learned Advocates for the parties.

We have considered the materials on record. Statements of witnesses and contemporaneous document i.e. seizure memorandum show recovery of 20 bottles of codeine mixture from the possession of the petitioner.

Under such circumstances and in view of the statutory restrictions under Section 37 of the NDPS Act, we are not inclined to grant bail to the petitioner.

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

**(Ajay Kumar Gupta, J.)**

**(Joymalya Bagchi, J.)**