

23.02.2023.
11.
Ct.No.28
as
(Rejected)

C.R.M. (NDPS) 323 of 2023

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure in connection with N Case No. 29 of 2022 arising out of Gaighata P.S. Case No.165 of 2022 dated 22.02.2022 under Section 21(C) of the NDPS Act and Section 14 of the Foreigners Act.

In the matter of : Litan Hussain.

... Petitioner.

Mr. Soujanya Bandyopadhyay.

...for the Petitioner.

Mr. Saryati Datta.

...for the State.

Petitioner is in custody for one year. He prays for bail.

Learned Advocate for the State opposes the bail prayer.

We have considered the materials on record. 300 bottles of phensedyl syrup containing codeine phosphate was recovered from 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.)

