

02.03.2023

44

Ct. No. 29

**CHC
REJECTED**

C.R.M.(NDPS) 329 of 2023

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure in connection with **Debra** Police Station Case No. **244 of 2020** dated **09.06.2020** under Section 20(b)(ii)(c) of the Narcotic Drugs and Psychotropic Substances Act, 1985.

And

In the matter of: Subrata Roy
..... petitioner

Mr. Anil Kr. Chatterjee,
Mr. Dinesh Persi (Pan)
....for the petitioner

Mr. Sanjoy Bardhan,
Mr. Palash Ch. Majhi
....for the State

Report as called for by the order dated February 23, 2023
filed in Court be taken on record.

The report shows that, the petitioner obtained
adjournments before the jurisdictional court.

Commercial quantity of narcotic was seized from the
vehicle in which, the petitioner was arrested.

Conscious possession of the petitioner over the
commercial quantity cannot be overlooked at this stage.

In such circumstances, we are of the view that petitioner
is unable to overcome the restrictions under Section 37 of the

NDPS Act, 1985, consequently, we are unable to grant bail to the petitioner.

CRM (NDPS) 329 of 2023 is rejected.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)