

17.03.2023
Sl. No.15
akd
[Rejected]

C. R. M. (NDPS) 408 of 2023

In Re: An application for bail under Section 439 of the Code of Criminal Procedure filed on 01.03.2023 in connection with Jalangi Police Station Case No.217 of 2022 dated 29.06.2022 under Sections 21(c)/29 of the NDPS Act. (NDPS Case No.161 of 2022)

And

In Re: ***Alamgir Shah***

... .. Petitioner

Mr. Arnab Chatterjee
Ms. Dhanasree Biswas

... .. for the petitioner

Mr. Saryati Datta

... .. for the State

Heard the learned Advocates appearing for both the parties.

We have considered the materials on record. Statements of witnesses including contemporaneous document i.e. seizure memo disclose recovery of narcotic substance i.e. 896 bottles of *phensedyl syrup* containing *codeine phosphate*, which is above commercial quantity 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.

The application for bail is thus rejected.

(Ajay Kumar Gupta, J.)

(Joymalya Bagchi, J.)