

27.03.2023.
05.
Ct.No.28
as
(Rejected)

C.R.M. (NDPS) 499 of 2023

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure in connection with NDPS Case No.59 of 2022 arising out of Bhagwangola P.S. Case No.102 of 2022 dated 18.02.2022 under Sections 20(b)(ii)(B)/21(c)/29 of the NDPS Act.

In the matter of : Sukumar Mandal.

... Petitioner.

Mr. Golam Nure Imrohi.

...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 70 bottles of phensedyl syrup containing codeine phosphate and 10 kgs. of ganja from the petitioner.

Under such circumstances and in view of 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.)