

28.03.2023
Sl. No.8
akd
[Rejected]

C. R. M. (NDPS) 517 of 2023

In Re: An application for bail under Section 439 of the Code of Criminal Procedure filed on 20.03.2023 in connection with Bagdah Police Station Case No.593 of 2022 dated 04.08.2022 under Section 21(c) of the NDPS Act.

And

In Re: ***Dipankar Biswas***

... .. Petitioner

Mr. Soujanya Bandyopadhyay

... .. for the petitioner

Mr. Sanjay Bardhan
Ms. Baisakhi Chatterjee

... .. 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. 500 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.)