

28.03.2023
Sl. No.13
akd
[Rejected]

C. R. M. (NDPS) 529 of 2023

In Re: An application for bail under Section 439 of the Code of Criminal Procedure filed on 21.03.2023 in connection with Chapra Police Station Case No.483 of 2022 dated 09.08.2022 under Sections 21/23 of the NDPS Act.

And

In Re: ***Shafiq Mondal @ Safik Sk.***

... .. Petitioner

Mr. Sumanta Das

... .. for the petitioner

Mr. Ranabir Roy Chowdhury

Mr. Sandip Chakraborty

... .. 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. 579 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.)