

11.04.2023
Sl. No.6
akd
[Rejected]

C. R. M. (NDPS) 547 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 Matia Police Station Case No.97 of 2022 dated 25.03.2022 under Section 21(c) of the NDPS Act.

And

In Re: ***Basiruddin Mondal @ Basir & Anr.***

... .. Petitioners

Mr. Shashanka Shekhar Saha

... .. for the petitioners

Mr. Binay Panda
Mrs. Puspita Saha

... .. for the State

Chemical examiner's report is placed on record. Report shows presence of *codeine phosphate* in the sample.

In view of the aforesaid report and other materials on record showing recovery of narcotic substance i.e. 6.2 ltrs. of *codeine phosphate*, which is above commercial quantity from the joint possession of the petitioners and the statutory restrictions under Section 37 of the NDPS Act, we are not inclined to grant bail to the petitioners.

The application for bail is thus rejected.

(Ajay Kumar Gupta, J.)

(Joymalya Bagchi, J.)