

31.03.2023
Sl. No.13
akd
[Rejected]

C. R. M. (NDPS) 608 of 2023

In Re: An application for bail under Section 439 of the Code of Criminal Procedure filed on 23.03.2023 in connection with Kaliachak Police Station Case No.918 of 2021 dated 02.09.2021 under Sections 22(c)/29 of the NDPS Act.

And

In Re: ***Karimul Sk. @ Karimul***

... .. Petitioner

Mr. Kalidas Saha

... .. for the petitioner

Mr. Saibal Bapuli .. Id. Addl. Public Prosecutor

Mr. Bibaswan Bhattacharya

... .. for the State

Petitioner renews his prayer for bail. It is submitted on behalf of the petitioner that no narcotics was recovered from his possession.

Learned Advocate for the State opposes the prayer for bail.

We have considered the materials on record. 61.5 gms. of *Yaba* tablets were recovered from the residence of the petitioner. The aforesaid incriminating materials support the charge of conspiracy with co-accused in dealing in 5000 pieces of *Yaba* tablets. 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.)