

05.04.2023
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rejected

C.R.M. (NDPS) No. 654 of 2023

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure in connection with Kultali Police Station Case No. 378 dated 15.06.2022 under Section 21(C) of the NDPS Act.

And

In Re : Faridul Molla petitioner

Mr. Ayan Basu

Mr. Sandip Kumar Mondal

Mr. Sumit Routh

... for the petitioner

Mr. T. D. Nandy

Mr. Antarikhya Basu

... for the State

Learned Counsel for the petitioner submits he is in custody for more than nine years. It is also submitted he has been falsely implicated. He prays for bail.

Learned Counsel for the State opposes the prayer for bail.

We have considered the materials on record. Statements of witnesses and contemporaneous document i.e. seizure memorandum show recovery of narcotics i.e. 6.6 ltrs. of Codeine Mixture above commercial quantity from the petitioner.

In view of the aforesaid circumstances and 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.)

