

13.04.2023

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rejected

C.R.M. (NDPS) No. 735 of 2023

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure in connection with Malda Police Station Case No. 159 of 2021 dated 31.03.2021 under Sections 21(c)/29 of the NDPS Act.

And

In Re : Abhiram Mandal petitioner

Mr. Sobhendu Sekhar Roy
Mr. Amarendra Chakraborty
Mr. Argha Banerjee
... for the petitioner

Mr. Ranabir Roy Chowdhury
Mr. Mainak Gupta
... for the State

Heard the learned Counsels for the parties.

We have considered the materials on record. Statements of witnesses and contemporaneous document i.e. seizure memorandum show recovery of narcotics i.e. 1.44 kgs. of Heroin above commercial quantity from the possession of the petitioner. Bail prayer of the petitioner was rejected earlier. Date has been fixed for consideration of charge.

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.)

