

20.04.2023.
02.
Ct.No.28
as
(Rejected)

C.R.M. (NDPS) 737 of 2023

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure in connection with N. Case No.135 of 2021 arising out of Barasat PS Case No.797 of 2021 dated 21.10.2021 under Sections 21(C) of the NDPS Act.

In the matter of : Mujit Ali.

... Petitioner.

Mr. Moyukh Mukherjee,
Mr. Abhijit Singh,
Mr. Sarthak Mondal.

...for the Petitioner.

Mr. Ranabir Roy Chowdhury,
Mr. Ashok Das.

...for the State.

Heard the learned Advocates for the parties.

Report is placed on record. Report show presence of codeine phosphate.

Material on record *prima facie* establish recovery of 5 ltrs. of codeine phosphate from the petitioner and co-accused.

Under such circumstances and in view of statutory restrictions under Section 37 of the NDPS Act, we are not inclined to grant bail to the petitioner.

Accordingly, the prayer for bail of the petitioner is rejected.

(Ajay Kumar Gupta, J.)

(Joymalya Bagchi, J.)