

17.04.2023.
11.
Ct.No.28
as
(Rejected)

C.R.M. (NDPS) 751 of 2023

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure in connection with Spl. Case No.74 of 2022 arising out of Baishnabnagar PS Case No.413 of 2022 dated 18.05.2022 under Section 21(C) of the NDPS Act read with Section 27(a) of the Drugs and Cosmetics Act.

In the matter of : Manjarul Sk.

... Petitioner.

Mr. Kaustav Das.

...for the Petitioner.

Mr. Saryati Datta.

...for the State.

Heard the learned Advocates for the parties.

We have considered the materials on record. Petitioner was the driver of the vehicle from which 375 bottles of phensedyl syrup containing codeine phosphate above commercial quantity was recovered.

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.

Chemical report if not already filed, be filed at the earliest before the trial court.

(Ajay Kumar Gupta, J.)

(Joymalya Bagchi, J.)