

08.06.2023
Sl. No.7
akd
[Rejected]

C. R. M. (NDPS) 1075 of 2023

In Re: An application for bail under Section 439 of the Code of Criminal Procedure filed on 25.05.2023 in connection with Dasnagar Police Station Case No.66 of 2022 dated 18.06.2022 under Section 21(c) of the NDPS Act.

And

In Re: ***Md. Abdul @ Md. Abdullah***

... .. Petitioner

Mr. Asis Bhattacharyya
Mr. B. Mitra

... .. for the petitioner

Mr. Rudradipta Nandy .. Id. Addl. Public Prosecutor
Mr. Ashok Das

... .. for the State

Heard the learned Advocates appearing for both the parties.

We have considered the materials on record. Statements of witnesses including contemporaneous document i.e. seizure memo disclose recovery of narcotic substance i.e. 1.5 ltrs. of *codeine phosphate*, which is above commercial quantity from the petitioner. 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.)