

05.07.2023.  
65.  
Ct.No.28  
as  
(Rejected)

**C.R.M. (NDPS) 1148 of 2023**

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure in connection Special Case No.11 of 2023 arising out of English Bazar P.S. Case No.106 of 2023 dated 20.01.2023 under Sections 21(b)/29 of the NDPS Act.

In the matter of : Sahidul Islam.

... Petitioner.

Mr. Musharraf Alam Sk.

...for the Petitioner.

Mr. Sanjay Bardhan,  
Ms. Manisha Sharma.

...for the State.

Heard the learned Advocates for the parties.

We have considered the materials on record. Statements of witnesses and contemporaneous document show recovery of narcotics above commercial quantity i.e. 205 grams of meta-amphetamine from the possession of the petitioner.

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.)**