

06.07.2023

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rejected

C.R.M.(NDPS) No. 1154 of 2023

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure in connection with Berhampore Police Station Case No. 1103 of 2022 dated 25.08.2022 under Sections 22(c)/29 of the NDPS Act.

And
In Re : Sabirul Sk. petitioner

Ms. Chandrima Debnath
....for the petitioner

Mr. Swapan Banerjee
Mr. Suman De
..... for the State

Heard the learned Counsel for the parties.

We have considered the materials on record. Statements of witnesses and contemporaneous document i.e. seizure memorandum show recovery of 887 bottles of Phensedyl Syrup containing codeine phosphate from the joint possession of the petitioner and co-accused. Bail prayer of the petitioner was rejected earlier in April, 2023. There is no change in the circumstances since then. Accordingly, we are not inclined to grant bail to the petitioner.

The application for bail is, thus, rejected.

(Ajay Kumar Gupta, J.)

(Joymalya Bagchi, J.)