

06.07.2023

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rejected

C.R.M.(NDPS) No. 1155 of 2023

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure in connection with Raninagar Police Station Case No. 338 of 2022 dated 17.08.2022 under Sections 21(c)/29 of the NDPS Act.

And

In Re : Dipankar Mondal & Anr. petitioners

Ms. Minoti Gomes

Ms. Chandrima Debnath

....for the petitioners

Mr. Antarikhya Basu

..... 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 584 bottles of Phensedyl Syrup containing Codeine Phosphate above commercial quantity from the possession of the petitioners.

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 petitioners.

The application for bail is, thus, rejected.

(Ajay Kumar Gupta, J.)

(Joymalya Bagchi, J.)