

06.07.2023

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rejected

C.R.M.(NDPS) No. 1156 of 2023

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure in connection with Farakka Police Station Case No. 477 of 2022 dated 20.11.2022 under Sections 21(c)/29 of the NDPS Act.

And

In Re : Najrul Islam @ Najbul Hoque petitioner

Ms. Minoti Gomes

Ms. Chandrima Debnath

....for the petitioner

Mr. A. Sinha

Mr. P.K. Mitra

..... 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 228 bottles of Phensedyl Syrup containing Codeine Phosphate above commercial quantity 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.

The application for bail is, thus, rejected.

(Ajay Kumar Gupta, J.)

(Joymalya Bagchi, J.)