

04.07.2023  
Sl. No.6  
**akd**  
[Rejected]

**C. R. M. (NDPS) 1183 of 2023**

In Re: An application for bail under Section 439 of the Code of Criminal Procedure filed on 15.06.2023 in connection with Digha Police Station Case No.7 of 2023 dated 22.02.2023 under Section 20(b)(ii)(c) of the NDPS Act.

And

In Re: ***Palash Chakraborty & Anr.***

... .. Petitioners

Mr. Bhaskar Hutait

... .. for the petitioners

Mr. Ranabir Roy Chowdhury

Mr. Mainak Gupta

... .. 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. 20.230 kgs. of *Ganja* containing *codeine phosphate*, which is above commercial quantity from the petitioners. 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 petitioners.

The application for bail is thus rejected.

**(Ajay Kumar Gupta, J.)**

**(Joymalya Bagchi, J.)**