

01.08.2023

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rejected

C.R.M.(NDPS) No. 1188 of 2023

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure in connection with Jagaddal Police Station Case No. 111 of 2022 dated 16.02.2022 under Section 21(c) of the NDPS Act.

And

In Re : Bikash Kurmi & Anr. petitioners

Mr. Debasis Kar

... for the petitioners

Mr. S. G. Mukherji, learned PP

Mr. Aniket Mitra

Mr. J. Saha

... for the State

Heard the learned Counsel for the parties.

Chemical report submitted in Court is placed on record.

Report shows presence of codeine phosphate in the sample. Materials on record establish recovery of narcotics containing codeine phosphate above commercial quantity from the possession of the petitioners.

In view of the materials on record and 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.

(Gaurang Kanth, J.)

(Joymalya Bagchi, J.)

