

05.07.2023

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rejected

C.R.M. (NDPS) No. 1216 of 2023

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure in connection with English Bazar Police Station Case No. 1806 of 2022 dated 03.12.2022 under Sections 186/188/353/379/411/307 of the Indian Penal Code and Sections 22(c)/ 27A/29 of the NDPS Act.

And

In Re : Rajesh Sk. petitioner

Md. Wasim Akram

... for the petitioner

Mr. Sanjoy Bardhan

... for the State

Heard the learned Counsel for the parties.

We have considered the materials on record. Statements of witnesses and contemporaneous documents show recovery of narcotic substance above commercial quantity from the petitioner. Charge-sheet has already been filed and further investigation is in progress. Under such circumstances, petitioner is not entitled to bail either on merits or on the ground under Section 36(a)(iv) of NDPS Act.

The application for bail is, thus, rejected.

(Ajay Kumar Gupta, J.)

(Joymalya Bagchi, J.)

