

24.07.2023
Sl. No.5
akd
[Rejected]

C. R. M. (NDPS) 1291 of 2023

In Re: An application for bail under Section 439 of the Code of Criminal Procedure filed on 07.07.2023 in connection with Andal GRPS Case No.04 of 2022 dated 08.02.2022 under Sections 21(c)/29 of the NDPS Act. (NDPS Case No.03 of 2022)

And

In Re: **Saddam Hossain**

... .. Petitioner

Mr. Debaditya Das

... .. for the petitioner

Mr. Ranadeb Sengupta

... .. 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. 199 bottles of *phensedyl syrup* containing *codeine phosphate*, which is above commercial quantity from the petitioner. 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 petitioner.

The application for bail is thus rejected.

(Ajay Kumar Gupta, J.)

(Joymalya Bagchi, J.)