

25.07.2023
Sl. No.8
akd
[Rejected]

C. R. M. (NDPS) 1302 of 2023

In Re: An application for bail under Section 439 of the Code of Criminal Procedure filed on 19.07.2023 in connection with Asansol GRPS Police Station Case No.48 of 2022 dated 14.12.2022 under Sections 21(c)/29 of the NDPS Act. (NDPS Case No.33 of 2022)

And

In Re: ***Sukumar Halder @ Sukumar Halder***

... .. Petitioner

Ms. Oindrila Ghosh

... .. for the petitioner

Mr. Saryati Datta

... .. for the State

It is submitted on behalf of the petitioner that he is in custody for about 200 days. Accordingly, he prays for bail.

Learned Advocate for the State opposes the prayer for bail.

We have considered the materials on record. Statements of witnesses including contemporaneous document i.e. seizure memo disclose recovery of narcotic substance i.e. 6 ltrs. of *codeine mixture*, 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.)