

28.07.2023

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rejected

C.R.M.(NDPS) No. 1326 of 2023

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure in connection with Lalgola Police Station Case No. 119 of 2022 dated 11.04.2022 under Sections 21(c)/29 of the NDPS Act.

And

In Re : Rahid Sk. @ Rohid Sk. petitioner

Sk. Md. Anwarullah

....for the petitioner

Mr. Saibal Bapuli, learned APP

Mr. Bibaswan Bhattacharya

..... for the State

Heard the learned Counsel for the parties.

We have considered the materials on record. Statements of witnesses and contemporaneous document i.e. seizure memorandum show recovery of 1800 grams of Heroin from the joint possession of the petitioner and the co-accused.

Under such circumstances and in view of 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.)