

04.10.2023

4
sdas
rejected

C.R.M.(NDPS) No. 1484 of 2023

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure in connection with Jalangi Police Station Case No. 49 of 2023 dated 14.02.2023 under Sections 21(c)/29 of the NDPS Act.

And

In Re : Rajsharif Sk. petitioner

Mr. Arnab Chatterjee
Ms. Dhanasree Biswas
Ms. Poulami Bose

... for the petitioner

Mr. Saryati Datta

... for the State

1. Chemical report submitted in Court is placed on record.

2. Report shows presence of codeine phosphate in the sample. Materials on record prima facie disclose recovery of 16 bottles of cough syrup containing codeine phosphate above commercial quantity from the possession of the petitioner. There is nothing on record to show that the petitioner was in possession of the cough syrup for medicinal purposes.

3. 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 petitioner.

4. The application for bail is, thus, rejected.

(Gaurang Kanth, J.)

(Joymalya Bagchi, J.)

