

05.09.2023.
13.
Ct.No.28
as
(Rejected)

C.R.M. (NDPS) 1486 of 2023

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure in connection NDPS Case No.05 of 2022 arising out of Raghunanthganj P.S. Case No.820 of 2021 dated 24.12.2021 under Sections 21(c)/29 of the NDPS Act.

In the matter of : Habibur Rahman @ Jokar & Anr.
... Petitioners.

Mr. Subrata Karmakar.

...for the Petitioner.

Mr. Sanjoy Bardhan,
Ms. Baishakhi Chatterjee.

...for the State.

1. Heard the learned Advocates for the parties.
2. We have considered the materials on record. Prosecution case involves recovery of 900 gms. of yaba tablets containing methamphetamine from joint possession of the petitioners. It is contended no recovery was made from petitioner no.2. Bail prayer of both the accused was turned down by this Court in March, 2023 on merits. Plea of no recovery is unfounded.
4. Hence, we are not inclined to grant bail to the petitioners.
5. Accordingly, the prayer for bail of the petitioners is rejected.

(Gaurang Kanth, J.)

(Joymalya Bagchi, J.)