

21.09.2023

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rejected

C.R.M.(NDPS) No. 1515 of 2023

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure in connection with Hili Police Station Case No. 04 of 2022 dated 05.01.2022 under Sections 17/18/27A of the Drugs and Cosmetics Act.

And

In Re : Bidyut Mondal @ Bidyut Mandal petitioner

Mr. Kaushik Choudhury

....for the petitioner

Mr. Saryati Datta

..... for the State

1. Director, State Drug Laboratory is present in Court.

He submits clarification on the earlier report.

2. Clarification indicates sample containing *buprenorphine hydrochloride* is a narcotic substance under NDPS Act.

3. In view of the aforesaid clarification and the materials on record showing recovery of a large quantity of narcotic substance from the petitioner we are not inclined to grant bail to him.

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

5. Prosecution is directed to place the explanation before the trial court.

6. Presence of the Director, State Drug Laboratory is noted and dispensed with.

(Ajay Kumar Gupta, J.)

(Joymalya Bagchi, J.)