

29.09.2023

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sdas
rejected

C.R.M.(NDPS) No. 1531 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. 215 of 2022 dated 27.06.2022 under Sections 21(c)/29 of the NDPS Act.

And

In Re : Kowser Ali Sarkar @ Mamon @ Kaochar Ali Sarkar @
Kousar Ali Sarkar petitioner

Mr. Tapodip Gupta
Mr. Suman Bhanja

... for the petitioner

Mr. S. G. Mukherjee, learned PP
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 codeine phosphate above commercial quantity from the possession of the petitioner.

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.

(Partha Sarathi Sen, J.)

(Joymalya Bagchi, J.)

