

16.10.2023
23
sdas
rejected

C.R.M.(NDPS) No. 1705 of 2023

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure in connection with Raninagar Police Station Case No. 232 of 2022 dated 22.06.2022 under Section 21(c)/29 of the NDPS Act.

And
In Re : Baijit Sk. petitioner

Mr. Tapodip Gupta
....for the petitioner

Mr. Madhusudan Sur, learned APP
Mr. Dipankar Paramanick
..... for the State

1. Heard the learned Counsels for the parties.
2. We have considered the materials on record. Statements of witnesses and contemporaneous document i.e. seizure memorandum show recovery of 200 bottles of Phensedyl Syrup containing codeine phosphate above commercial quantity from the possession of the petitioner.
3. 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.
4. The application for bail is, thus, rejected.
5. Trial court is requested to consider the issue of framing of charge at the earliest and in the event charge is framed to take the proceedings to its logical conclusion without granting any unnecessary adjournment to either of the parties.

(Gaurang Kanth, J.)

(Joymalya Bagchi, J.)