

09.11.2023
Court No.8
Item. 05
(Sandip/Suvendu)

CRM(NDPS) 1828 OF 2023

In Re: An application for Bail under Section 439 of the Code of Criminal Procedure, 1973 filed in connection with Raninagar Police Station Case No. 177 of 2021 dated 10.04.2021 under Sections 21(C)/29 of the NDPS Act, 1985 pending in the Court of the learned Judge, Special Court under NDPS Act cum Additional District Judge, 2nd Court, Berhampore, Murshidabad being NDPS Case No. 64 of 2021.

And

In the matter of: Rafikul Islam Mandal

.Petitioner.

Md. Golam Nure Imrohi

for the petitioner.

Mr. Arijit Ganguly

Ms. Jonaki Saha

for the State.

The prayer for bail of the petitioner was earlier rejected by a co-ordinate Bench of this Court on April 12, 2023.

We have heard the learned advocates for the parties and considered the materials on record.

The petitioner is the owner of the vehicle involved in carrying the narcotics above the commercial quantity.

In view of prima facie involvement of the petitioner and considering the restriction contemplated under Section 37 of the NDPS Act, we are not inclined to grant bail.

CRM (NDPS) 1828 of 2023 is accordingly rejected.

(RAJA BASU CHOWDHURY, J.)

(BISWAJIT BASU, J.)