

01.12.2023

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rejected

C.R.M.(NDPS) No. 1904 of 2023

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure in connection with NCB Crime No. 20/NCB/KOL/2023 under Sections 8(c)/9(c)/21(c)/25A of the NDPS Act.

And

In Re : Chandi Mandal petitioner

Mr. Kalidas Saha

....for the petitioner

Mr. Sourav Chatterjee

Mr. Subrata Santra

..... for the NCB

1. Learned Counsel for the petitioner submits he is the son-in-law of the principal accused. Narcotics was recovered from his residence. Accordingly, he prays for bail.

2. Learned Counsel for the NCB opposes the prayer for bail and submits 2.65 kgs. of Opium and 400 grams of Heroin along with other equipments for manufacturing narcotics were recovered. Petitioner was present at the time of recovery.

3. We have considered the materials on record. Petitioner was present at the spot where large volume of narcotics were recovered. Other incriminating articles for manufacturing of narcotics were also recovered from the spot. 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. Application for bail is, thus, rejected.

(Gaurang Kanth, J.)

(Joymalya Bagchi, J.)