

**IN THE HIGH COURT AT CALCUTTA
Circuit Bench at Jalpaiguri**

27.02.2023
36.
as
(Rejected)

C.R.M. (NDPS) 166 of 2023

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure in connection with NDPS Case No. 42 of 2022 arising out of Bhaktinagar P.S. Case No.368 of 2022 dated 08.04.2022 under Section 21(c)/22(c) of the NDPS Act.

In the matter of : Jogendra Nath Chettri @ Yogesh & Anr.
... Petitioners.

Ms. Srita Basu.

...for the Petitioners.

Mr. Nilay Chakraborty,
Mr. Subhasish Misra.

...for the State.

Heard the learned Advocate for the parties.

We have considered the materials on record. 50 bottles of cough syrup containing codeine mixture and other incriminating materials were recovered from the petitioners. Chemical examiner's report has been placed on record.

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 petitioners.

Accordingly, the prayer for bail of the petitioners is rejected.

(Subhendu Samanta, J.)

(Joymalya Bagchi, J.)

