

**IN THE HIGH COURT AT CALCUTTA
CIRCUIT BENCH AT JALPAIGURI
APPELLATE SIDE**

27.02.2023.
89/tkm

C.R.M. (NDPS) 223 of 2023

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure in connection with New Jalpaiguri P.S case no.759 of 2022 dated 15.7.2022 under sections 2o(b)(ii)(c)/23(c) of the NDPS Act.

In the matter of : Joy Sarkar @ Pradip Sarkar Petitioner.

Mr. H S Poddar

...for the Petitioner.

Mr. A S Cakraborty
Mr. K Nag

...for the State.

Statements of witnesses and contemporaneous documents show recovery of 42.999 kgs ganja from a vehicle which was occupied by the petitioner.

Under such circumstances and in view of the statutory restrictions under section 37 of the NDPS Act we are not inclined to grant bail to the petitioner.

Accordingly, prayer for bail is rejected.

(Subhendu Samanta,J.)

(Joymalya Bagchi, J.)