

**28.11.2023**

Serial no.10

**Court No.1**

(CHC)

(Rejected)

*Calcutta High Court  
In The Circuit Bench at Jalpaiguri  
Appellate Side*

**CRM (NDPS) 846 of 2023**

*In re : An Application for **Bail** under Section **439** of the Code of Criminal Procedure, 1973 in connection with **Bhaktinagar** Police Station Case No. **448/2023** dated **04.06.2023** under Section **21(c)** of the Narcotic Drugs and Psychotropic Substances Act.*

*-And-*

In the matter of : **Ravi Biswakarma**

... .. Petitioner

*Mr. Jaydeep Kanta Bhowmik, **Advocate***

*Mr. Sayantan Bhowmik, Advocate*

*... .. For the Petitioner*

*Mr. Kallol Acharjee, Advocate*

*Mr. Biswarup Roy, Advocate*

*... ..For the **State***

Petitioner renews the prayer for bail.

Learned advocate appearing for the petitioner submits that, the prayer for bail on the earlier occasion was dismissed as not pressed on October 12, 2023. Petitioner was falsely implicated. No narcotics were seized from the possession of the petitioner.

Learned advocate appearing for the State draws the attention of the Court to the seizure list in respect of the petitioner. He submits that, a sum in excess of Rs. 7 Lakhs was

seized from the possession of the petitioner. Petitioner is involved with the commercial quantity of narcotics seized and the money trail between the seized commercial quantity of narcotics and the arrested persons with the petitioner is established.

Large quantity of money was seized from the possession of the petitioner.

There are materials in the case diary suggesting that the petitioner is involved in the commercial quantity of narcotics seized from the co-accused.

In such circumstances, we are of the view that the petitioner is unable to overcome the restrictions under Section 37 of the NDPS Act, 1985.

Consequently, prayer for bail of the petitioner is rejected.

CRM (NDPS) 846 of 2023 dismissed.

**(Debangsu Basak, J.)**

**(Md. Shabbar Rashidi, J.)**