

20.11.2023

Serial no.38

Court No.1

(CHC)

(Rejected)

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

CRM (NDPS) 848 of 2023

*In re : An Application for **Bail** under Section **439** of the Code of Criminal Procedure in connection with **Kalimpong** Police Station Case No. **253 of 2022** dated **20.09.2022** under Section 22(c) of the N.D.P.S. Act, 1985.*

-And-

In the matter of : **Pravash Singh**

... .. Petitioner

Mr. Ranjit Singh, Advocate

Ms. Meghana Joshi, Advocate

... .. For the Petitioner

*Mr. Ujjwal Luksom, **Advocate***

Mr. Dhiman Sil, Advocate

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

Petitioner prays for bail.

Learned advocate appearing for the petitioner submits that, in a different police case, coordinate Bench granted bail to the accused therein.

Learned advocate appearing for the State refers to the materials in the Case Diary.

Commercial quantity of narcotics were seized from the possession of the petitioner.

In view of the fact that commercial quantity of narcotics were seized from the possession of the petitioner. The petitioner

is unable to overcome the restrictions under Section 37 of the N.D.P.S. Act, 1985.

The decision of the coordinate Bench was rendered in the facts and circumstances of that case. We are not favoured with the contents of the Case Diary of those cases.

In such circumstances, we are unable to grant bail to the petitioner.

CRM (NDPS) 848 of 2023 is rejected.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)