

11.01.2024
Sl. No.28
akd
[Rejected]

C. R. M. (NDPS) 59 of 2024

In Re: An application for bail under Section 439 of the Code of Criminal Procedure filed on 03.01.2024 in connection with Bhimpur Police Station Case No.340 of 2023 dated 05.09.2023 under Sections 21(c)/29 of the NDPS Act. (NDPS Case No.63 of 2023)

And

In Re: ***Abu Bakkar Mondal & Ors.***

... .. Petitioners

Mr. Debarshi Brahma

... .. for the petitioners

Ms. Subhasree Patel

... .. for the State

1. Heard the learned Advocates appearing for both the parties.
2. We have considered the materials on record. Statements of witnesses including contemporaneous document i.e. seizure memo disclose recovery of narcotic substance i.e. 2000 bottles of *phensedyl syrup*, which is above commercial quantity from two vehicles. Petitioners were present in the vehicles. These materials show involvement of the petitioners in illegal transportation of narcotics. Investigation is in progress. 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 petitioners.
3. The application for bail is thus rejected.

(Gaurang Kanth, J.)

(Joymalya Bagchi, J.)