

22.01.2024.
06.
Ct.No.28
as
(Rejected)

C.R.M. (NDPS) 138 of 2024

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure in connection with NDPS Case No.50 of 2022 arising out of Chakdah P.S. Case No.425 of 2022 dated 23.06.2022 under Sections 21(C)/29 of the NDPS Act.

In the matter of : **Ratan Biswas @ Choto Ratan.**
... Petitioner.

Mr. Amanul Islam,
Mr. Sourav Mukherjee,
Mr. Arka Chakraborty.

...for the Petitioner.

Mr. Binay Panda,
Mr. Subham Bhakat.

...for the State.

1. Petitioner is in custody for one year and seven months.
Therefore, he prays for bail.
2. Learned Advocate for State opposes the bail prayer.
3. We have considered the materials on record. 21 bottles of phensedyl syrup containing codeine phosphate above commercial quantity was recovered from petitioner.
4. Under such circumstances and in view of statutory restrictions under Section 37 of the NDPS, we are not inclined to grant bail to the petitioner.
5. Accordingly, the prayer for bail of the petitioner is rejected.

(Ajay Kumar Gupta, J.)

(Joymalya Bagchi, J.)