

19.02.2024
Sl. No.13
akd
[Rejected]

C. R. M. (NDPS) 256 of 2024

In Re: An application for bail under Section 439 of the Code of Criminal Procedure filed on 31.01.2024 in connection with Gobardanga Police Station Case No.161 of 2023 dated 19.06.2023 under Section 21(c) of the NDPS Act.

And

In Re: **Arabul Mondal**

... .. Petitioner

Mr. Shashanka Shekhar Saha
... .. for the petitioner

Mrs. Sonali Das
... .. for the State

1. Chemical examiner’s report shows presence of *codeine phosphate* in the sample.
2. Materials on record prima facie establish recovery of narcotics i.e. 7.6 kgs. of *codeine phosphate*, which is above commercial quantity from 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.
3. The application for bail is thus rejected.

(Gaurang Kanth, J.)

(Joymalya Bagchi, J.)