

29.02.2024.
27.
Ct.No.28
as
(Rejected)

C.R.M. (NDPS) 382 of 2024

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure in connection with NDPS Case No.16 of 2023 arising out of Raninagar P.S. Case No.60 of 2023 dated 06.02.2023 under Sections 21(c)/29 of the NDPS Act.

In the matter of : **Sarjen Sk.**

... Petitioner.

Mr. Jisan Hossain,
Ms. Chandrima Debnath.

...for the Petitioner.

Mr. Soumik Ganguli.

...for the State.

1. Heard the learned Advocates for the parties.
2. We have considered the materials on record. 98 bottles of phensedyl syrup were recovered from the petitioner. He does not stand on the same footing with co-accused who have been granted pre-arrest/bail as no recovery was made from them.
3. Under such circumstances and in view of statutory restrictions under Section 37 of the NDPS Act, we are not inclined to grant bail to the petitioner.
4. Accordingly, the prayer for bail of the petitioner is rejected.

(Gaurang Kanth, J.)

(Joymalya Bagchi, J.)