

01.03.2024.
19.
Ct.No.28
as
(Rejected)

C.R.M. (NDPS) 396 of 2024

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure in connection with NDPS Case No.209 of 2022 arising out of Sagarpara P.S. Case No.244 of 2022 dated 02.10.2022 under Sections 21(c)/29 of the NDPS Act read with Sections 25/27 of the Arms Act.

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

... Petitioner.

Md. Golam Nure Imrohi.

...for the Petitioner.

Mr. Binay Panda,
Mr. Subham Bhakat.

...for the State.

1. Heard the learned Advocates for the parties.
2. We have considered the materials on record. Statement of witnesses and contemporaneous document show recovery of 410 bottles of phensedyl syrup containing codeine phosphate above commercial quantity from petitioner. Date has been fixed for recording prosecution evidence.
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.)