

11.03.2024
Sl. No.6
akd
[Rejected]

C. R. M. (NDPS) 2102 of 2023

In Re: An application for bail under Section 439 of the Code of Criminal Procedure filed on 13.12.2023 in connection with Jhalda Police Station Case No.34 of 2023 dated 12.02.2023 under Sections 20(b)(ii)(c)/25/29 of the NDPS Act.

And

In Re: ***Kamendra Singh***

... .. Petitioner

Ms. Shaila Afrin
Mr. Rudra Prasad Sinha
Ms. Jayita Banerjee

... .. for the petitioner

Mr. Debasish Roy .. Id. Public Prosecutor
Ms. Rita Datta

... .. for the State

1. Heard the learned Advocates appearing for both the parties.
2. We have considered the materials on record. Recovery from the petitioner is above commercial quantity. Recovery was videographed. In this backdrop, non-compliance of requirements under Section 41B of the Code of Criminal Procedure would not improbabilise recovery of narcotics and justify grant of bail. Accordingly, we are not inclined to grant bail to the petitioner.
3. The application for bail is thus rejected.

(Ajay Kumar Gupta, J.)

(Joymalya Bagchi, J.)