

04.9.2025

akb

Sl. 230

Ct.29

Rejected

CRM (NDPS) No. 947 of 2025

In re: An application for bail under Section 483 of the Bharatiya
Nagarik Suraksha Sanhita, 2023 filed in connection with the NDPS
Case No. 4 of 2025 arising out of Kumarganj Police Station Case No.
375 of 2024 dated 27.12.2024 under Sections 21(c) / 22(c) / 23(c) /
25 / 27A / 28 of the NDPS Act, 1985.

And

In re: Mahabur Mondal

... petitioner

Mr. Kaushik Choudhury

...for the petitioner

Mr. Koushik Kundu

Mr. Debasish Brahma

...for the State

Prosecution case is that 1392 bottles of cough syrup containing
codeine phosphate was recovered from the house of the present
petitioner and at the time of search and seizure, the petitioner
managed to fled away from the house.

Learned Counsel appearing on behalf of the petitioner submits
that the prosecution proposes to examine 23 witnesses out of which
they could examine so far only six witnesses and he is in custody
since 15th January, 2025 and as such nobody knows when the trial
would be concluded and considering his period of detention he may be
released on bail on any terms and conditions.

Learned Counsel appearing on behalf of the state submits that
the trial have been advanced to a considerable extent during the
period and it will not take much time to conclude the trial.
Furthermore, huge quantity of narcotic substance was recovered from
conscious possession of the present petitioner and if released on bail
there is every chance of his abscondence.

Having heard learned Counsel for the petitioner and the State
and that the rigour of Section 37 of the NDPS Act clearly attracts in

respect of the present petitioner, the prayer for bail is considered and rejected.

The application, being CRM (NDPS) 947 of 2025 is accordingly disposed of.

Urgent Photostat certified copy of this order, if applied for, be given to the parties upon compliance of all requisite formalities.

(Dr. Ajoy Kumar Mukherjee, J.)