

03.03.2025

ML-4

Court No.26

CRM (NDPS) 1732 of 2024

*(Bail **Rejected**)*

(AD)

In re : An Application for Bail under Section 439 of the Code of Criminal Procedure, 1973/under Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023, in connection with **NCB Crime No.25/NCB/CAL/2004** under Sections **20(B)(II)(c)/29** of the Narcotic Drugs and Psychotropic Substances Act, 1985 (corresponding to NDPS Case No.1 of 2005), currently pending before the Court of the Learned Judge, Special Court under NDPS Act, Murshidabad at Berhampore.

-And-

In the matter of : Dulal Debnath

... ...Petitioner

Mr. Ali Ahsan Alamgir, Advocate

Ms. Soma Mal, Advocate

Ms. June Modak, Advocate

... ... For the Petitioner

Mr. Arun Kumar Maiti (Mohanty) Advocate

Mr. R.R. Mohanty, Advocate

... ...For the NCB

1. Trial is at the fag end.
2. Court is informed that the examination of the accused under 313 of the Code of Criminal Procedure scheduled to be undertaken on March 5, 2025.
3. Commercial quantity of contraband was seized from the possession of the petitioner.
4. Petitioner is unable to overcome the restrictions under Section 37 of the NDPS Act, 1985.
5. In such circumstances, we are not inclined to grant bail to the petitioner.
6. Accordingly, the prayer for bail of the petitioner is **rejected**.

7. **CRM (NDPS) 1732 of 2024** is **dismissed**.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)