

25.02.2025

DL-64

Court No.26

CRM (NDPS) 2014 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 Special Case No.28 of 2024 arising out of **Kaliachak** Police Station Case No.**487** of **2024** dated **16.04.2024** under Sections **21(c)/25/27a/29** of Narcotic Drugs and Psychotropic Substances Act, 1985.

-And-

In the matter of : Md. Shajahan Sekh

... ..Petitioner

Mr. Shaharayar Alam, Advocate

... .. For the Petitioner

Mr. Rana Mukherjee, Advocate

Mr. Ronit Mukherjee, Advocate

... ...For the State

1. Commercial quantity of contraband was seized from the house belonging to the petitioner.
2. Constructive possession of such commercial quantity of contraband so far as the petitioner is concerned cannot be overlooked.
3. Petitioner is unable to overcome the restrictions under Section 37 of the NDPS Act, 1985.
4. Consequently, we are not inclined to grant bail to the petitioner.
5. Accordingly, the prayer for bail of the petitioner is **rejected**.

6. **CRM (NDPS) 2014 of 2024** is **dismissed**.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)