

25.02.2025

DL-60

Court No.26

CRM (NDPS) 2006 of 2024

*(Bail **Rejected**)*

(AD)

In re : An Application for Bail under Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 in connection with NDPS Case No. 50 of 2024 arising out of **Bidhannagar South** Police Station Case No.**89** of **2024** dated **04.06.2024** under Sections **22(c)/25/29** of Narcotic Drugs and Psychotropic Substances Act, 1985, pending before the Learned Judge, Special Court under NDPS Act cum Additional Sessions Judge, 6th Court, Barasat, North 24 Parganas.

-And-

In the matter of : Rashika Rajwar

... ..Petitioner

Mr. Ayan Bhattacharya, Ld. Sr. Advocate

Mr. Pawan Kumar Gupta, Advocate

Mr. Vijay Verma, Advocate

Mr. Subrata Saha, Advocate

... .. For the Petitioner

Ms. Anasuya Sinha, Ld. APP

Mr. Samarjit Balial, Advocate

... ..For the State

1. Commercial quantity of contraband was seized from the joint possession of the petitioner.
2. The issue as to whether, there is a break in the chain of the custody of the contraband or not, may be decided at the trial.
3. Period of custody is slightly in excess of 238 days.
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) 2006 of 2024** is **dismissed**.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)