

IN THE HIGH COURT OF JHARKHAND AT RANCHI
Cr. Appeal (DB) No. 1072 of 2024

Md. Salim Ansari @ Salim Ansari ---- --- Appellant
Versus
The State of Jharkhand --- --- Respondent

CORAM: **Hon'ble Mr. Justice Rongon Mukhopadhyay**
Hon'ble Mr. Justice Ambuj Nath

For the Appellant: M/s. R.S. Mazumdar, Sr. Advocate
Naveen Kumar, Advocate
For the Resp.-State: M/s. Bhola Nath Ojha, Special P.P.

I.A. No. 4749 of 2025

04 / 07.05.2025 Heard Mr. R.S. Mazumdar, learned Senior counsel for the appellant and Mr. Bhola Nath Ojha, learned Special P.P.

2. This application has been preferred by the appellant for grant of bail during the pendency of this appeal.
3. The appellant has been convicted for the offences under Sections 27(b)(ii) of the Drugs and Cosmetics Act, 1940 and under Section 22(c) of the N.D.P.S. Act and has been sentenced to undergo rigorous imprisonment for 12 years alongwith a fine of Rs. 1,20,000/- for the offence under Section 22(c) of the N.D.P.S. Act.
4. It has been alleged that a raid was conducted in the house of the appellant and 700 bottles of *Onerex* cough syrup of 100 ml each were recovered.
5. Learned Senior counsel for the appellant has submitted that the seizure list witnesses have not supported the case of the prosecution. It has further been submitted that the appellant was all along on bail during the trial. Learned Senior counsel adds while referring to the F.S.L. Report that samples were taken from only two bottles of the cough syrup, though it mandates the authority to take samples from each of the bottles of cough syrup.
6. Learned Special P.P. has opposed the prayer for bail of the appellant.
7. Regard being had to the fact that 700 bottles of *Onerex* cough syrup were recovered which contains codeine, we are not inclined to admit the appellant on bail. Accordingly, the prayer for bail of the appellant stands rejected at this stage.
8. The aforesaid I.A. stands rejected.

(Rongon Mukhopadhyay, J)

(Ambuj Nath, J)