

GAHC010072812024



THE GAUHATI HIGH COURT
(HIGH COURT OF ASSAM, NAGALAND, MIZORAM AND ARUNACHAL PRADESH)

Case No. : Bail Appln./1046/2024

RAKESH KUMAR
S/O BASANT RAM R/O- VILLAGE-JINWALIA, P.O. SIRSI, P.S. SIRSI,
BETTIAH, DIST. WEST CHAMPARAN, BIHAR

VERSUS

THE UNION OF INDIA
TO BE REPRESENTED BY THE STANDING COUNSEL, NARCOTICS
CONTROL BUREAU, GUWAHATI ZONAL UNIT, GUWAHATI.

Advocate for the Petitioner : MR. J C GOGOI

Advocate for the Respondent : SC, NCB

BEFORE
HONOURABLE MR. JUSTICE PARTHIVJYOTI SAIKIA

ORDER

09.04.2024

Heard Mr. B Islam, learned counsel for the petitioner as well as Ms. M. Deka, learned Standing Counsel, NCB.

This is an application filed under Section 439 CrPC by the petitioner, namely, Rakesh Kumar, for releasing him on bail in connection with NDPS Case No. 146/2022 arising out of NCB Case No. 30/2021 registered under Sections 20(b)(ii)(C)/29 of the

NDPS Act pending in the court of the learned Additional Sessions Judge No. 2, Kamrup (M), Guwahati.

The petitioner was found in possession of commercial quantity of narcotic drugs. The case has already been chargesheeted, which contains 11 (eleven) numbers of prosecution witnesses. 3 (three) of them are already examined.

The learned counsel for the petitioner has submitted that the petitioner has already completed more than 834 days in judicial custody and his period of detention should be taken as a ground for releasing him on bail.

I have considered the submission made by the learned counsel for both the sides. This court is of the opinion that releasing the petitioner on bail at this stage would hamper the early disposal of the case pending before the learned trial court. Therefore, bail prayer of the petitioner is found to be not satisfactory and accordingly the same is dismissed.

The bail application is disposed of.

JUDGE

Comparing Assistant