

24.12.2020
Sl. No.50
akd
[Rejected]

C. R. M. 10679 of 2020 [via video conferencing]

In Re: An application for bail under Section 439 of the Code of Criminal Procedure filed on 15.12.2020 in connection with NCB Crime No.45/NCB/KOL/2016 dated 22.11.2016 under Sections 15(c)/29 of the NDPS Act.

And

In Re: ***Swapan @ Sapan Mondal***

... .. Petitioner

Mr. Uday Sankar Chatterjee .. Advocate
Mr. Suman Sankar Chatterjee .. Advocate
Mr. Santanu Mahi

... .. for the petitioner

Mr. Y. J. Dastoor .. Ld. Addl. Solicitor General
Mr. Phiroze Edulji .. Advocate
Mr. H. Saha .. Advocate

... .. for the NCB

Statements of witnesses disclose recovery of narcotic substance above commercial quantity i.e. 70 kgs. of *poppy straw* from the possession of the petitioner. In view of the aforesaid fact and the statutory restrictions under Section 37 of the NDPS Act, we are not inclined in granting bail to the petitioner.

The application for bail is thus **rejected**.

Trial court however, is directed to expedite the trial and conclude the same at an early date preferably within one year from the next date fixed for recording of evidence without granting unnecessary adjournment to either of the parties.

(Suvra Ghosh, J.)

(Joymalya Bagchi, J.)

