

13.4.2021
ks.
Ct. 42, sl. 38

CRR 906 of 2021

Safikul Islam @ Khoka
vs
State of West Bengal

Mr. Shashanka Shekhar Saha
... For Petitioner.
Mr. S.G. Mukherjee, Ld. P.P.,
Mr. Arijit Ganguly
... For the State.

Despite the matter being listed and even after service of a copy of the revisional application, none appears for the State. However, Mr. Ganguly, learned junior Government Advocate, ordinarily defending the State, is present, who may be handed over with a copy of this revisional application for the proper address of this issued involved in this case.

The court is approached under Section 482 Cr.P.C. soliciting a directing to ensure expeditious disposal of a NDPS case being No.N-20/2020 under Section 21(C)/29 of the NDPS Act, now pending before the learned Additional District and Sessions Judge, 6th Court, Barasat, North 24 Parganas.

Having considered the submission of the learned Advocate for the petitioner revealing the delay caused in the commencement of the trial for the accused remaining in custody for the alleged recovery of contraband, above the commercial quantity requiring the case against the petitioner to be disposed of expeditiously and the counter-submission raised by the learned Advocate for the State revealing progress of the case against the petitioner, the court is of the view that the instant revisional application may be

disposed of so as to sub-serve the purpose of justice as proposed to be obtained giving a direction mentioned hereunder.

Learned court below is directed to consider the charge either on the stipulated date or for any reason whatsoever, the same could not be done, the charge may be framed within one month thereafter peremptorily providing sufficient opportunity of hearing to either of the parties to this case with the aim to expeditiously dispose of the same, and if necessary upon resorting to steps available under Section 309 Cr.P.C.

With this direction and observation, the revisional application stands disposed of.

Urgent photostat certified copy of this order, if applied for, be given to the parties upon compliance of all the formalities.

(Subhasis Dasgupta, J.)