

08.11.2021  
Sl. No.39  
akd  
[Rejected]

**C. R. M. 2991 of 2021** [via video conferencing]

In Re: An application for bail under Section 439 of the Code of Criminal Procedure filed on 24.03.2021 in connection with Raghunathganj Police Station Case No. 106 of 2020 dated 15.02.2020 under Sections 21(c)/29 of the NDPS Act. (NDPS Case No. 35 of 2020)

And

In Re: ***Pijush Ghosh & Anr.***

... .. Petitioners

Mr. Jisan Iqbal Hossain ... .. for the petitioner

Mr. Sudip Ghosh  
Mr. Apurba Kumar Datta

... .. for the State

We have considered the materials on record. Statements of witnesses and seizure memo disclose recovery of narcotic substance i.e. 10 ltrs. of *codeine mixture*, which is above commercial quantity from the possession of the petitioners.

Under such circumstances and in view of the statutory restrictions under Section 37 of the NDPS Act, we are not inclined in granting bail to the petitioners.

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

However, in view of the protracted period of detention suffered by the petitioners, we direct the trial court to conclude the trial 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.

**(Aniruddha Roy, J.)**

**(Joymalya Bagchi, J.)**

