

08.11.2021
saswata/pk
ct 28
sl no. 73

C.R.M. 3635 of 2021

In Re : An application for bail under section 439 of the Code of Criminal Procedure filed on 20.04.2021 in connection with Sagardighi P.S. case no. 566 of 2020 dated 30.11.2020 under sections 20(b)/29 of the NDPS Act,
And

In Re : Fajar Ali @ Madhu Sk.

..... petitioner

Mr. Snehansu Majumder

..... for the petitioner

Mr. Sanjan Bardhan

Mr. Palash Chandra Majhi

..... for the State

It is submitted by the learned counsel for the petitioner that the petitioner is in custody for 478 days and prays for bail.

Learned lawyer for the State opposes the prayer for bail.

Having considered the statements of the witnesses as well as the seizure memo disclosing recovery of 60 kgs of ganja from the petitioner, which is above commercial quantity and in the light of the statutory restrictions under section 37 of the NDPS Act, we are not inclined to grant bail to the petitioner.

Accordingly, the prayer for bail is rejected.

However, trial court is directed to expedite the trial and conclude the same at an early date preferably within one year without granting adjournment to either of the parties.

(Aniruddha Roy, J.)

(Joymalya Bagchi, J.)