

22.09.2021

CRM 4330 of 2021

court no. : 28
Item no. : PB-26
matter : 439
status : REJECTED
transcriber : nandy

In Re:- An application for **Bail** under Section **439** of the Code of Criminal Procedure filed on 28.06.2021 in connection with Barasat Police Station Case No. 465 of 2019 dated 26.08.2019 under Section 21(C) of the Narcotic Drugs & Psychotropic Substances Act.

and

In the matter of: **Pranab Ghosh alias Babu**

.....Petitioners

Mr. Angshuman Chakraborty, Advocate

.....for the Petitioners

Ms. Sreyashee Biswas, Advocate

.....for the State

The petitioner has filed the instant application for bail in connection with Barasat Police Station Case No. 465 of 2019 dated 26.08.2019 under Section 21(C) of the Narcotic Drugs & Psychotropic Substances Act.

The petitioner has been apprehended in connection with the aforesaid case having possessed commercial quantity of contraband. Chargesheet has already been submitted and, in fact, charges have also been framed.

In course of the hearing, it transpires that not a single witness has been examined as on date.

Since we do not find any ground to take exception to Section 37 of the NDPS Act, the prayer for bail is **rejected**.

However, we request the Learned Special Judge under the NDPS Act to take up the matter on the next date so fixed and endeavor shall be shown to record the evidence of all the chargesheeted witnesses. Co-operation from the defence as well as the prosecution is assured by the Counsel for the parties

before us. The Learned Special Judge is further requested to dispose of the proceeding as expeditiously as possible.

The application being **CRM 4330 of 2021** is accordingly **dismissed**.

(Harish Tandon, J.)

(Bibek Chaudhuri, J.)