

21.09.2021
Item no.53.
Court No.32.
AB
(Rejected)

(Via Video Conference)

CRM No. 4337 of 2021

In Re: An Application for Bail under Section 439 of the Code of Criminal Procedure filed on 28.6.2021 in connection with Chandannagar Police Station Case No.99 of 2018 Dated 9.6.2018 under Sections 20(b)(ii)(C) of the NDPS Act

And

In the matter of : Md. Shakil @ Md. Sakil

.....Petitioner.

Mr. Kaustav Bagchi,
Mr. Debayan Ghoshfor the Petitioner.

Mr. Ranadeb Senguptafor the State.

Allegedly, commercial quantity of contraband items was recovered from the possession of the petitioner. In view of the restrictions in Section 37 of the NDPS Act, we are not inclined to entertain the petitioner's prayer for bail.

However, the petitioner says that he has been in custody for more than three years. Charge was framed on March 7, 2019. There has been no significant progress in the trial after that. The last date for the trial was July 28, 2021. The next date for trial has been fixed as December 1, 2021.

The petitioner says that at this pace, the trial would take long to conclude. We appreciate the anxiety of the

petitioner. He has been in custody for a long time. Accordingly, we request the learned Trial Court to make all endeavours to expedite the trial to the extent possible and conclude the same at an early date and preferably within a period of eight months from the date, if necessary, by fixing frequent dates of hearing. The petitioner shall be at liberty to apply to the learned Trial Court for preponement of the next date.

C.R.M. No.4337 of 2021 is, accordingly, dismissed.

All parties shall act in terms of server copy of the order downloaded from the official website of this Court.

(Bivas Pattanayak, J.)

(Arijit Banerjee, J.)