

31.08.2021
Item no.69.
Court No.32.
AB
(Rejected)

(Via Video Conference)

CRM No. 4565 of 2021

In Re: An Application for Bail under Section 439 of the Code of Criminal Procedure filed on 7.7.2021 in connection with Habra Police Station Case No.236 of 2019 Dated 15.6.2019 under Sections 21(c)/29 of the NDPS Act

And

In the matter of : Kamal Biswas @ Sona

.....Petitioner.

Mr. Surajit Basufor the Petitioner.

Mr. Sudip Ghosh,
Mr. Bitasok Banerjeefor the State.

5.2 litres of codeine mixture (above commercial quantity) was recovered from the possession of the petitioner. In view of the restriction in Section 37 of the NDPS Act, we are not inclined to entertain the petitioner's prayer for bail.

C.R.M. No.4565 of 2021 is, accordingly, dismissed.

However, the petitioner says that he is in custody for 809 days. One witness has been examined, but for a long time thereafter, nothing has happened.

In view of the protracted detention of the petitioner, we request the learned Trial Court to expedite the trial to the extent possible and bring the same to its logical conclusion as soon as

the business of the Court may permit and preferably within a period of 15 months from date.

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.)