

30.09.2021
Item no. 56
Court No.32.
S.De.
(Rejected)

(Via Video Conference)

CRM 4594 of 2021

In Re: An application for bail under Section 439 of the Code of Criminal Procedure filed on 07.07.2021 in connection with NCB Crime No. 15/NCB/KOL/2018 dated 12.03.2018 under Sections 20(b)(ii)/29 of Narcotic Drugs and Psychotropic Substances Act.

And

In the matter of : Rajaul @ Rejaul Seikh.

.....Petitioner.

Mr. Pronay Basak, Advocate,

.....for the Petitioner.

Mr. Y.J. Dastoor, Ld. A.S.G.,

Mr. Phiroze Edulji, Advocate,

Ms. Rajashree Venket Kundalia, Advocate,

.....for Union of India.

The petitioner says that less than commercial quantity of ganja was recovered from him.

The seizure list shows that 25 kgs. of ganja was recovered jointly from the two accused persons including the petitioner.

In view of commercial quantity of contraband items being involved and in view of the restrictions in Section 37 of the N.D.P.S. Act, we are not inclined to entertain the petitioner's prayer for bail.

CRM 4594 of 2021 is, accordingly, dismissed.

The petitioner says that he is in custody for 1296 days. We are told that two witnesses have already been examined.

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 year from date, keeping in view the already lengthy detention of the petitioner.

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.)