

10.12.2021
cm/ct 28

C.R.M. 6439 of 2021

sl no. 58 In Re : An application for bail under section 439 of the Code of Criminal Procedure in connection with Maidan P.S Case No. 64 of 2019 dated 30.07.2019 under Sections 20(b) (ii) (c) /29 of the Narcotic Drugs & Psychotropic Substances Act.

And

Rejected

In Re : Sahalam Sk.

..... petitioner

Md. G.N. Imrohi

..... for the petitioner

Mr. Sanjay Bardhan
Mr. Saryati Dutta

..... for the State

Petitioner is in custody for three year and four months. He prays for bail.

Learned lawyer for the State opposes the prayer for bail and submits that trial is in progress.

Statements of witnesses and contemporaneous documents disclose recovery of 20.550 Kg. of ganja from the joint possession of the petitioner and co-accused.

In view of the aforesaid fact and in the light of the statutory restrictions under Section 37 of the N.D.P.S. Act, we are not inclined to grant bail to the petitioner.

The application for bail is thus **rejected**.

We, however, request the trial court to proceed with the trial and conclude the same at an early date preferably within six months from the next date fixed for recording evidence without granting unnecessary adjournment.

(Bivas Pattanayak, J.)

(Joymalya Bagchi, J.)