

08.11.2021
tkm/ct 28
sl no. 113

C.R.M. 7037 of 2021

In Re : An application for bail under section 439 of the Code of Criminal Procedure in connection with Duttapukur P.S case no.697/2018 dated 13.8.2018 under section 21(c) of the NDPS Act
And

In Re : Sekh Jhantu petitioner

Mr. S S Saha
..... for the petitioner

Mr. M Sur
Mr. D Paramanick
..... for the State

We have considered the materials on record. Statements of witnesses as well as seizure memo disclose recovery of narcotic substance i.e. 2.7 ltrs of codeine mixture which is above commercial quantity from the petitioner.

Under such circumstance and in view of the statutory restriction under section 37 of the NDPS, we are not inclined to grant bail to the petitioner.

Accordingly, the prayer for bail is rejected.

However, in view of the protracted period of detention already suffered by the petitioner i.e. over three years, we direct the trial court to conclude the trial at an early date preferably within one year from the next date fixed before it without granting unnecessary adjournment to either of the parties.

(Aniruddha Roy, J.)

(Joymalya Bagchi, J.)