

09.11.2021
saswata/pk
ct 28
sl no. 41

C.R.M. 7117 of 2021

In Re : An application for bail under section 439 of the Code of Criminal Procedure filed on 27.10.2021 in connection with A.J.C. Bose B Garden P.S. case no. 76 of 2016 dated 20.07.2016 under section 20(b)(ii)(c) of the NDPS Act

And

In Re : Bubai Dalui

..... petitioner

Mr. Dhiraj Gupta
Mr. Ranjit Singh

..... for the petitioner

Mr. N.P. Agarwala
Mr. Ashok Das

..... for the State

The petitioner renews his prayer for bail. The petitioner is in custody for 5 years.

Learned lawyer for the State opposes the prayer for bail.

Having considered the statements of the witnesses as well as the seizure memo disclosing involvement of the petitioner in the alleged possession of 23.5 kgs of ganja, which is above commercial quantity and in the light of the statutory restrictions under section 37 of the NDPS Act, we are not inclined to grant bail to the petitioner.

Accordingly, the prayer for bail is rejected.

However, trial court is directed to expedite the trial and conclude the same at an early date preferably within 6 months from the next date fixed for recording evidence without granting adjournment to either of the parties.

(Aniruddha Roy, J.)

(Joymalya Bagchi, J.)