

09.11.2021
Sl. No.82
akd
[Rejected]

C. R. M. 7181 of 2021 [via video conferencing]

In Re: An application for bail under Section 439 of the Code of Criminal Procedure filed on 29.10.2021 in connection with Uttarpara Police Station Case No. 82 of 2020 dated 28.02.2020 under Sections 20(b)(ii)(c)/29 of the NDPS Act. (NDPS Case No. 13 of 2020)

And

In Re: ***Sandip Nandi***

... .. Petitioner

Mr. Rahul Ganguly
Mr. Dibakar Sardar

... .. for the petitioner

Mr. Swapan Banerjee
Mr. Suman De

... .. for the State

It is submitted on behalf of the petitioner that he is in custody for about 621 days.

Learned advocate appearing for the State opposes the prayer for bail.

We have considered the materials on record. Statements of witnesses and seizure memo disclose recovery of narcotic substance i.e. 22 kgs. of *Ganja*, which is above commercial quantity from the possession of the petitioner.

Under such circumstances and in view of the statutory restrictions under Section 37 of the NDPS Act, we are not inclined in granting bail to the petitioner.

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

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

(Aniruddha Roy, J.)

(Joymalya Bagchi, J.)

