

04.05.2022
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SB
Ct. No.39

CRR 1396 of 2022

In the matter of : Faiyaz @ Fayaz Khan

Mr. Niladri Sekhar Ghosh
Ms. Srimoyee Mukherjee
Ms. Sampurna Chatterjee
Mr. Sourav Mondal ... for the petitioner

Mr. Tanmay Kumar Ghosh, Ld. S.G.A
Ms. Manisha Sharma ... for the State

This is an application seeking an expeditious disposal of a proceeding in which a charge sheet was submitted under sections 20 and 29 of the N.D.P.S. Act.

Let a copy of the revisional application be served upon Mr. Tanmay Kumar Ghosh and Ms. Manisha Sharma, learned counsels, who ordinarily appear on behalf of the State. They are requested to appear in this matter. Their engagement may be regularised by the competent authority of the State in due course.

Learned counsel appearing on behalf of the petitioner submits as follows. The petitioner is an accused in this case. He is in custody since 30.06.2021, the date on which the F.I.R. was registered. Charge sheet was submitted in 2022. On 21.03.2022 charges were framed. Nine witnesses were proposed to be examined. Yet, till date not a single witness could be examined. The impugned proceeding has remained pending for no fault on the part of the petitioner.

Learned counsel appearing on behalf of the State submits that State would not come in the way if a direction is passed for an expeditious disposal of the proceeding.

I have heard the submissions of the learned counsels appearing for the petitioner and the State and have perused the revision petition.

It appears that some delay has been occasioned in concluding the trial, especially considering the fact that the petitioner is languishing in custody since 30.06.2021.

In view of the above and in the interest of justice, the learned Trial Court is requested to conclude the trial as expeditiously as possible without granting any unnecessary adjournment to any of the parties, preferably within one year from the next date of hearing.

With these observations, the revisional application is disposed of.

Urgent photostat certified copy of this order, if applied for, be given to the parties, upon completion of requisite formalities.

(Jay Sengupta, J.)