

50 13.05.2022  
(AD) Court No.29

(Rejected)

### **C.R.M. (NDPS) 471 of 2022**

In Re: - An application for bail under Section 439 of the Code of Criminal Procedure in connection with N Case No.84 of 2021 arising out of **Nimta** P.S. Case No.**734 of 2021** dated **29.09.2021** under Section **20(c)** of the Narcotic Drugs and Psychotropic Substances Act, 1985.

And

In the matter of: Sudip Das @ Laltu

....petitioner.

Mr. Koustav Bagchi  
Mr. Dibayan Ghosh  
Ms. Priti Kar

...for the petitioner.

Mr. Sanjoy Bardhan  
Mr. Palash Chandra Majhi

... for the State.

Petitioner prays for default bail.

Learned Advocate appearing for the petitioner submits that the petitioner was taken into custody on September 29, 2021 and produced before the jurisdictional Court on September 30, 2021. The Charge sheet is claimed to be submitted on March 25, 2022. In fact, it was not so. He refers to the order sheet in this regard.

Learned Advocate appearing for the State submits that the charge sheet was submitted on March 25, 2022 well within the statutory period of 180 days.

The orders dated March 28, 2022/ April 4, 2022 of the jurisdictional Court states that charge sheet dated March 25, 2022 was received. Cognizance was taken.

Such orders are not under challenge at the behest of the petitioner. Therefore, there are no material on record as on date that there was default on the part of the police in submitting the charge sheet within the statutory period. Consequently, we are unable to enlarge the petitioner on default bail.

Accordingly, the prayer for bail of the petitioner is rejected.

**C.R.M. (NDPS) 471 of 2022** is dismissed.

**(Debangsu Basak, J.)**

**(Bibhas Ranjan De, J.)**