

25.07.2022.
05.
Ct.No.28
as
(Rejected)

C.R.M. (NDPS) 821 of 2022

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure in connection with NDPS Case No.128 of 2019 arising out of Suti P.S. Case No.355 of 2019 dated 18.07.2019 under Sections 186/188/379/411/413/414 of the Indian Penal Code and Sections 11(01)(c) of Prevention of Cruelty of Animal Act and Sections 21(c)/29 of the NDPS Act.

In the matter of : Abdul Rahim @ Md. Rahim Abdur.
... Petitioner.

Mr. Faijur Rahaman.
...for the Petitioner.

Mr. Sanjoy Bardhan,
Mr. Palash Chandra Majhi.
...for the State.

Heard the learned Counsels appearing on behalf of the parties.

We have considered the materials on record. Statements of witnesses and contemporaneous document show recovery of 30 bottles of phensedyl syrup from the possession of the petitioner.

In view of the aforesaid materials on record and statutory restrictions under Section 37 of the N. D. P. S. Act, we are not inclined to grant bail to the petitioner.

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

In view of the protracted period of detention suffered by the petitioner, we direct the trial court to proceed with the trial with utmost expedition and conclude the same at an early date

preferably within one year from the next date fixed before it without granting any unnecessary adjournment to either of the parties.

(Ananya Bandyopadhyay,J.)

(Joymalya Bagchi, J.)