

07.02.2022

Court No.32

rpan / **23**

C.R.M. 8752 of 2021

In Re: An application for bail under Section 439 of the Code of Criminal Procedure in connection with Basirhat Police Station Case no.666 of 2020 dated 03.06.2020 under Sections 21(C)/29 of the Narcotic Drugs and Psychotropic Substances Act, 1985;

And

In Re : **Mahasin Mondal**

- Petitioner.

Mr. Angshuman Chakraborty,
Mr. Shashanka Shekhar Saha

... for the petitioner.

Mr. Sudip Ghosh,
Mr. Apurba Kumar Datta

... for the State.

Heard the learned advocates appearing for the respective parties and considered the materials in the case diary.

It appears that contraband substance above commercial quantity was recovered from the possession of the petitioner and as such, the rigours of Section 37 of the NDPS Act is attracted. In view thereof, we are not inclined to exercise any discretion in favour of the petitioner. As such, his prayer for bail is rejected at this stage.

Mr. Chakraborty has, however, expressed his anguish and inconvenience as regards the delay in progress of trial.

We take notice of such issue and direct the learned court below to expeditiously conduct the trial without granting any unnecessary adjournments to either of the parties and if necessary, upon resorting to steps available under Section 309 of

the Code so that logical conclusion of this case may be reached at the earliest.

With the aforesaid observations, the application for bail, being CRM 8752 of 2021 is disposed of.

All parties shall act on the server copies of this order duly downloaded from the official *website* of this Court.

(Sugato Majumdar, J.)

(Tapabrata Chakraborty, J.)