

22.09.2022
Sl. No.6
akd
[Rejected]

C. R. M. (NDPS) 1073 of 2022

In Re: An application for bail under Section 439 of the Code of Criminal Procedure filed on 14.09.2022 in connection with Baguihati Police Station Case No. 400 of 2020 dated 12.11.2020 under Sections 21(c)/27A of the NDPS Act.

And

In Re: ***Md. Faizanuddin @ Faizan***

... .. Petitioner

Mr. Sourav Chatterjee
Mr. Banibrata Dutta
Mr. Fasiur Rahaman

... .. for the petitioner

Mr. Ranadeb Sengupta

... .. for the State

It is submitted on behalf of the petitioner that he is in custody for about 680 days. It is further submitted there is slow progress in the matter inspite of direction given by this court in CRM 4369 of 2021.

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

We have considered the materials on record. Statements of witnesses including contemporaneous document i.e. seizure memo disclose recovery of narcotic substance above commercial quantity from the possession of the petitioner. Trial is in progress and one prosecution witness has been examined. Under such circumstances, we are not inclined to grant bail to the petitioner.

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

Trial court is directed to conduct the trial as expeditiously as possible and conclude the same at an early date preferably within one year from the next date fixed for recording evidence without granting unnecessary adjournments to either of the parties.

(Ajay Kumar Gupta, J.)

(Joymalya Bagchi, J.)

