

20.10.2022

Sl. No. 43.
Mithun/
G.S.Das
Ct.No.28.

In the High Court at Calcutta

Vacation Bench

CRM (NDPS) 1284 of 2022

In Re: An application under Section 439 of the Code of Criminal Procedure, 1973 in connection with NDPS Case No. 63/2022, arising out of Domkal Police Station case No. 108 of 2022 dated 23.02.2022 under Sections 21(c)/29 of the Narcotic Drugs and Psychotropic Substances Act.

And

In the matter of : **Afarul Sk.**

...petitioner.

Mr. Tapodip Gupta

...for the petitioner.

Mr. Binoy Panda, Adv.
Ms. Purnima Ghosh

...for the State.

Having heard Learned Advocate for the petitioner and the Learned Public Prosecutor-in-charge and on perusal of the materials on record, we find that the Narcotic Substances of commercial quantity was recovered from the petitioner.

In view of the embargo contained in Section 37 of the NDPS Act, we are not inclined to release the petitioner on bail.

Prayer for the bail of the petitioner is **Rejected**.

Considering the fact that the accused is in custody for 239 days, we direct the Learned Trial Judge to take up hearing of the case expeditiously.

CRM (NDPS) 1284 of 2022 is thus **disposed of**.

All parties to act on a server copy of this order, duly obtained from the official website of the Hon'ble High Court, Calcutta.

Urgent Photostat certified copy of this order, if applied for, be supplied to the parties, subject to compliance with all requisite formalities.

(Biswaroop Chowdhury, J.) (Bibek Chaudhuri, J.)