

01.02.2023

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rejected

C.R.M.(NDPS) No. 143 of 2023

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure in connection with Jiaganj Police Station Case No. 136 of 2019 dated 14.07.2019 under Section 21(c) of the NDPS Act.

And

In Re : Hellal Khan petitioner

Mr. Arnab Chatterjee
Ms. Chandrima Debnath
... for the petitioner

Mr. Nuguive Ahamed, learned APP
Ms. Trina Mitra
.... for the State

Learned Counsel for the petitioner submits he is in custody for three years and six months. He prays for bail on the ground of delay.

Learned Counsel for the State opposes the prayer for bail and submits three witnesses have already been examined. Date has been fixed for recording further evidence in March, 2023.

We have considered the materials on record. There are materials implicating the petitioner in the offence. Trial has progressed and date has been fixed for recording further evidence in March, 2023. Accordingly, we are not inclined to grant bail to the petitioner.

The application for bail is, thus, rejected.

Trial court is directed to conclude the trial as expeditiously as possible preferably within six months from the

next date fixed for recording evidence without granting unnecessary adjournment to either of the parties.

(Ajay Kumar Gupta, J.)

(Joymalya Bagchi, J.)