

13.03.2023
Sl. No.61
akd
[Rejected]

C. R. M. (NDPS) 297 of 2023

In Re: An application for bail under Section 439 of the Code of Criminal Procedure filed on 14.02.2023 in connection with Burwan Police Station Case No.77 of 2021 dated 03.03.2021 under Sections 20(b)(ii)(c)/29 of the NDPS Act. (NDPS Case No.42 of 2021)

And

In Re: ***Ekram Sk.***

... .. Petitioner

Ms. Devi Priya Mitra
Mr. Kunal Ganguly

... .. for the petitioner

Mr. Ranabir Roy Chowdhury
Mr. Mainak Gupta

... .. for the State

Heard the learned Advocates appearing for both the parties.

Statements of witnesses including contemporaneous document i.e. seizure memo disclose recovery of narcotic substance i.e. 26 kgs. of *Ganja*, which is above commercial quantity from the possession of the petitioner. Date has been fixed for consideration of charge. Under such circumstances and in view of the statutory restrictions under Section 37 of the NDPS Act, we are not inclined to grant bail to the petitioner.

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

Trial court is directed to consider the issue of framing of charge at the earliest and in the event charge is framed, to take the proceeding to its logical conclusion without unnecessary delay.

(Ajay Kumar Gupta, J.)

(Joymalya Bagchi, J.)

