

23.02.2023.
12.
Ct.No.28
as
(Rejected)

C.R.M. (NDPS) 324 of 2023

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure in connection with NDPS Case No. 216 of 2020 arising out of Salar P.S. Case No.191 of 2020 dated 25.09.2020 under Section 21(c)/29 of the NDPS Act.

In the matter of : Imran Sk. & Anr.

... Petitioners.

Mr. Anisur Rahman.

...for the Petitioners.

Mr. Rudradipta Nandy, Id. A.P.P.,
Mrs. Sonali Das.

...for the State.

Petitioners are in custody for two years and five months.

It is contended there is inordinate delay in trial. They pray for bail.

Learned Advocate for the State opposes the bail prayer.

He submits trial is in progress.

We have considered the materials on record. There are ample materials showing recovery of 100 bottles of phensedyl syrup containing codeine phosphate. Trial is in progress.

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 petitioners.

Accordingly, the prayer for bail of the petitioners is rejected.

Trial court is requested to expedite the trial and conclude the same at an early date preferably within one year from the

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

(Ajay Kumar Gupta, J.)

(Joymalya Bagchi, J.)