

16.05.2023

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rejected

C.R.M. (NDPS) No. 982 of 2023

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure in connection with Sagarpara Police Station Case No. 57 of 2020 dated 26.08.2020 under Sections 21(c)/29 of the NDPS Act.

And

In Re : Minarul Sekh @ Monirul Sardar petitioner

Ms. Chandrima Debnath

... for the petitioner

Mr. Swapan Banerjee

Mr. Suman De

... for the State

Learned Counsel for the petitioner submits he is in custody for more than three years. He prays for bail on the ground of delay in trial.

Learned Counsel for the State opposes the prayer for bail.

We have considered the materials on record. Bail prayer of the petitioner was rejected in February, 2023. Direction was given to the trial court to conclude the trial as expeditiously as possible preferably within one year from the next date fixed for recording evidence. Time frame has not expired as yet.

Under such circumstances and in view of 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.

(Ajay Kumar Gupta, J.)

(Joymalya Bagchi, J.)

