

27.07.2023
Sl. No.7
akd
[Dismissed]

C. R. M. (NDPS) 1313 of 2023

In Re: An application for bail under Section 439 of the Code of Criminal Procedure filed on 19.07.2023 in connection with Kaliachak Police Station Case No.422 of 2020 dated 03.06.2020 under Sections 21(c)/29 of the NDPS Act. (NDPS Case No.42 of 2020)

And

In Re: ***Debasish Mandal***

... .. Petitioner

Mr. Avinaba Patra
Ms. Pramita Banerjee

... .. for the petitioner

Mr. Sanjay Banerjee
Ms. Debjani Dasgupta

... .. for the State

It is submitted on behalf of the petitioner that he is in custody for more than three years. It is further submitted there is inordinate delay in trial. Accordingly, he renews his prayer for bail.

Learned Advocate for the State opposes the prayer for bail and submits bail prayer of the petitioner was rejected on 30.03.2023 and trial court was directed to conclude the trial preferably within one year from the next date fixed for recording evidence. The said time frame has not expired as yet.

Hence, we are of the opinion reconsideration of the bail prayer on the ground of delay is pre-mature.

The application for bail is accordingly, dismissed.

(Ajay Kumar Gupta, J.)

(Joymalya Bagchi, J.)

