

15.09.2023
Sl. No.10
akd
[Rejected]

C. R. M. (NDPS) 1533 of 2023

In Re: An application for bail under Section 439 of the Code of Criminal Procedure filed on 06.09.2023 in connection with Gaighata Police Station Case No.323 of 2022 dated 13.04.2022 under Section 21(c) of the NDPS Act.

And

In Re: ***Subho Halder @ Subho Howlader***

... .. Petitioner

Mr. Angshuman Chakraborty
Mr. Shashanka Shekhar Saha

... .. for the petitioner

Mr. Sanjay Bardhan
Ms. Debjani Dasgupta

... .. for the State

1. It is submitted on behalf of the petitioner that he is in custody for about one year and five months. Accordingly, he renews his prayer for bail.
2. Learned Advocate for the State opposes the prayer for bail.
3. We have considered the materials on record. Bail prayer of the petitioner was rejected earlier on merits. Trial has commenced. Only one witness has been examined till date. Under such circumstances, we are not inclined to grant bail to the petitioner either on merits or on the ground of delay in trial.
4. The application for bail is thus rejected.

(Ajay Kumar Gupta, J.)

(Joymalya Bagchi, J.)