

**IN THE HIGH COURT AT CALCUTTA
CIRCUIT BENCH AT JALPAIGURI
APPELLATE SIDE**

10.03.2023.
8/tkm

C.R.M. (NDPS) 254 of 2023

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure in connection with Jaigaon P.S case no.22 of 2020 dated 26.2.2020 under sections 22(c) of the NDPS Act.

In the matter of : Kaushik Biswas @ Koushik Biswas
... Petitioner

Mr. J K Bhowmik
Mr. S Bhowmik
Ms. R Sarkar

...for the Petitioner

Mr. Aditi Shankar Chakraborty, Id APP
Mr. Biswarup Roy

...for the State.

Petitioner is in custody for more than three years. He prays for bail.

Learned lawyer for the State submits trial is in progress.

We have considered the materials on record. Statement of witnesses and other materials show recovery of 400 bottles of cough syrup containing codeine phosphate from the premises of the petitioner.

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.

Accordingly, prayer for bail is rejected.

Trial court is directed 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.

(Subhendu Samanta,J.)

(Joymalya Bagchi, J.)