

**CIRCUIT BENCH OF CALCUTTA HIGH COURT
AT JALPAIGURI**

10.04.2023
Court No.1
(D/L 42)
(rejected)

CRM (NDPS) 257 OF 2023

In Re: An application for bail under Section 439 of the Code of Criminal Procedure, 1973 filed on 15.03.2023 in connection with Sessions Case No.106 of 2022 arising out of Kotwali Police Station Case No.392 of 2022 dated 15.04.2022 under Section 20(b) (ii) (c)/29 of the NDPS Act, 1985.

And

In the matter of: **Raja Gupta**

... Petitioner.

Mr. Hillol Kumar Podder
Ms. Mousumi Das

... for the petitioner.

Mr. Aditi Shankar Chakraborty, APP
Mr. Aniruddha Biswas

... for the State.

Learned counsel for the petitioner submits that the petitioner is a juvenile and he is placed at a home and the trial has not commenced.

Learned counsel for the State submits that the trial has already commenced, PW-1 is being examined and the juvenile is being tried with the other accused.

Perused the case diary. It is seen that around 40 kgs of ganja has been recovered and trial has already commenced.

Under such circumstances, the application for bail is rejected at this stage.

[SHAMPA DUTT (PAUL), J.]

(RAJARSHI BHARADWAJ, J.)