

07.06.2023

Ct.No. 1
Item No. 28
Sb / Saswata
Rejected

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

C.R.M. (NDPS) 373 of 2023

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure, 1973 filed on 02.05.2023 in connection with Bagdogra PS case no. 231 of 2022 dated 16.05.2022 under Section 21(c) of the NDPS Act, 1985

And

In the matter of : **Md. Abbas**

...petitioner

Mr. Sudip Guha

...For the petitioner

Mr. Tapan Bhattacharjee
Mr. Dhiman Sil

....For the State

Having considered the amount and nature of contraband seized from the custody of the petitioner, which is above commercial quantity, we are not inclined to grant bail to the petitioner.

The application for bail is, accordingly, ***rejected***.

However, having regard to the submission made that not a single witness has been examined till date after framing of charge, we request the Learned Trial Court to expedite the trial and invoke Section 309 of the Cr.P.C. so that the trial could be concluded within a reasonable time.

CRM (NDPS) 373 of 2023 is ***disposed of***.

(Raja Basu Chowdhury, J.)

(Soumen Sen, J.)

