

13.02.2024
Sl. No.15
akd
[Rejected]

C. R. M. (NDPS) 282 of 2024

In Re: An application for bail under Section 439 of the Code of Criminal Procedure filed on 06.02.2024 in connection with Doulatabad Police Station Case No.252 of 2022 dated 16.11.2022 under Sections 21(c)/22(c)/29 of the NDPS Act. (NDPS Case No.226 of 2022)

And

In Re: ***Bijon Sk. @ Golam Murselim***

... .. Petitioner

Mr. Tapodip Gupta

... .. for the petitioner

Mr. Tanmay Kr. Ghosh
Ms. Pritha Paul

... .. for the State

1. Heard the learned Advocates appearing for both the parties.
2. We have considered the materials on record. Petitioner is the owner of the vehicle which was used to transport narcotics. His bail prayer was rejected on merits in October, 2023. There is hardly any change in circumstance since then. Thereafter date has been fixed for consideration of charge on 26.02.2024. Hence, we are not inclined to grant bail to the petitioner.
3. The application for bail is thus rejected.
4. Trial court is directed to consider the issue of framing of charge on the next date so fixed and if it is unable to do positively within a month thereof and in the event charge is framed, to take the proceeding to its logical conclusion without unnecessary delay.
5. Parties shall communicate a copy of this order to the trial court for due compliance.

(Gaurang Kanth, J.)

(Joymalya Bagchi, J.)

