

15.04.2024.
10.
Ct.No.28
as
(Rejected)

C.R.M. (NDPS) 654 of 2024

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure in connection NDPS Case No.86 of 2021 arising out of Raniganj P.S. Case No.992 of 2021 dated 01.11.2021 under Section 20(b)(ii)(c) of the NDPS Act and charge sheet submitted under Sections 20(b)(ii)(c) of the NDPS Act.

In the matter of : **Ashok Gupta.**

... Petitioner.

Mr. Kaushik Choudhury,
Ms. Busra Khatun.

...for the Petitioner.

Mr. Sujan Chatterjee.

...for the State.

1. Petitioner submits there is inordinate delay in trial. Accordingly, he prays for bail.

2. Learned Advocate for the State opposes the bail prayer. He submits nine out of ten prosecution witnesses have already been examined. As the trial is at its fag end and the recovery from the joint of petitioner and co-accused is above commercial quantity i.e. 46.5 kgs. of ganja, we are not inclined to grant bail to the petitioner.

3. 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.

4. Accordingly, the prayer for bail of the petitioner is rejected.

5. Trial court is requested to expedite the trial and conclude the same at an early date without granting unnecessary adjournment to either of the parties.

(Gaurang Kanth, J.)

(Joymalya Bagchi, J.)