

06.05.2024.
08.
Ct.No.28
as
(Rejected)

C.R.M. (NDPS) 771 of 2024

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure in connection NDPS Case No.102 of 2022 arising out of Ranitala P.S. Case No.150 of 2022 dated 20.04.2022 under Sections 21(c)/29 of the NDPS Act.

In the matter of : **Kadir Sk.**

... Petitioner.

Mr. Tapodip Gupta.

...for the Petitioner.

Mr. Arani Bhattacharyya.

...for the State.

1. Heard the learned Advocates for the parties.
2. We have considered the materials on record. Allegations involve recovery of 150 bottles of phensedyl syrup from petitioner.
3. Hence, we are not inclined to grant bail to the petitioner on merits.
4. On the score of delay, we note trial has commenced and one witness has been examined. Prosecution assures to conclude the trial within fifteen months from the next date fixed for recording evidence subject to co-operation by defence and systemic delays.
5. In the light of the aforesaid, we are not inclined to grant bail to the petitioner on the ground of delay at present.
6. Accordingly, the prayer for bail of the petitioner is rejected.

7. Trial is requested to expedite the trial in the light of the assurance given by the prosecution and conclude the same at an early date.

8. Parties shall co-operate with the trial court and communicate this order for due compliance.

(Gaurang Kanth, J.)

(Joymalya Bagchi, J.)