

50.
Court
No.28

14.06.2024

(Tanmoy)

Rejected

IN THE HIGH COURT AT CALCUTTA
CRIMINAL MISCELLANEOUS JURISDICTION

CRM (NDPS) 926 of 2024

In Re: - An application for bail under Section 439 of the Code of Criminal Procedure, 1973, in connection with **Bhagwangola Police Station Case No. 148 of 2023**, dated **18.04.2023**.

And

In the matter of: - **Bulbul Sk**

Mr. Anisur Rahaman, Adv.

Ms. Sonali Das, Adv.,
Mr. Mainak Gupta, Adv.

...petitioner.

...for the petitioner.

...for the State.

Commercial quantity of phensedyl mixture was recovered from the exclusive possession of the petitioner. He is in custody for about one year and two months. He prays for bail.

Learned Advocate for the State says that there is sufficient incriminating material against the petitioner. July 1, 2024, has been fixed as the date for consideration of charges.

In view of the restriction in Section 37 of the Narcotic Drugs and Psychotropic Substances Act, 1985, we are not inclined to allow the petitioner’s prayer for bail, at this stage.

The application being CRM (NDPS) 926 of 2024 is accordingly dismissed.

However, since the petitioner is in incarceration for over one year, the learned Trial Court is directed to definitely consider the charge on the date fixed and expedite the trial as much as possible so that the same can be concluded at an early date.

This order is to be communicated to the learned Trial Court by both the parties.

(Arijit Banerjee, J.)

(Apurba Sinha Ray, J.)