

19.06.2024
Sl. No.24
akd
[Rejected]

C. R. M. (NDPS) 937 of 2024

In Re: An application for bail under Section 439 of the Code of Criminal Procedure filed on 10.06.2024 in connection with STF Kolkata FIR No.15 of 2021 dated 13.08.2021 under Sections 22(c)/29 of the NDPS Act. (NDPS Case No.30 of 2021)

And

In Re: ***Abhisek Salam***

... .. Petitioner

Mr. Rajeev Lochan Chakraborty

... .. for the petitioner

Ms. Subhasree Patel

... .. for the State

The petitioner says that he has been falsely implicated in this case. There is huge loophole in the case of the prosecution. He is in custody for two years and ten months. There is no substantial progress in the trial. He should be enlarged on bail.

Learned Advocate for the State opposes the prayer. She shows us the seizure list which records recovery of commercial quantity of *Yaba* tablets from the petitioner. She says there has been some delay in progress of the trial because after initial framing of charge it was detected there was some mistake and finally charge was framed in August 1, 2023. Since then one prosecution witness has been examined and the second witness has been partly examined.

Having considered the facts and circumstances of the case and the material on record, we are not inclined to allow the petitioner's prayer at this stage.

The application for bail is, accordingly, rejected.

However, considering the fact that the petitioner has been in custody for a substantial period of time, we direct the learned trial court to conclude the trial at the earliest and definitely within a period of eight

months from the date of communication of this order by the parties to the learned trial court.

(Arijit Banerjee, J.)

(Gaurang Kanth, J.)