

19.06.2024
Item no. 20.
Court No.28.
as
(Rejected)

CRM (NDPS) 932 of 2024

In Re: An Application for Bail under Section 439 of the Code of Criminal Procedure in connection with NDPS Case No.46 of 2023 arising out of Chapra Police Station Case No.279 of 2023 Dated 13.5.2023 under Sections 21(c)/29 of the NDPS Act.
And

In the matter of : Sakil Ahammed @ Sakil Ahamed

.....Petitioner.

Mr. Sandip Dindafor the Petitioner.

Mr. Arindam Sen,
Mr. Nazmut Touhidfor the State.

The petitioner says that he is in custody for about one year. There is no sufficient evidence against him. All the witnesses who have been examined so far, have been declared hostile. He should be released on bail.

Learned Advocate for the State opposes the prayer. He says that there are in all 30 charge sheeted witnesses. Six out of them have been examined. He says that time frame should be indicated within which the trial shall be concluded.

Having considered the materials on record and the possible extent of complicity of the petitioner in the defence, we are not inclined to enlarge the petitioner on bail at this stage.

However, keeping in mind the lengthy detention of the petitioner, we direct the trial court to expedite the trial and

conclude the same as soon as possible but positively within a period of one year from the date of communication of this order by the parties to the learned trial court.

We further clarify that in the event trial is not completed within the time frame as indicated above, the petitioner will be at liberty to renew his prayer for bail.

The prayer for bail is, accordingly, rejected.

Accordingly, CRM (NDPS) 932 of 2024 is dismissed.

(Arijit Banerjee, J.)

(Gaurang Kanth, J.)