

08.07.2024
Item no. 26.
Court No.28.
AB
(Rejected)

CRM (NDPS) 1046 of 2024

In Re: An Application for Bail under Section 439 of the Code of Criminal Procedure in connection with Basudebpur P.S. Case No.69 of 2022 dated 2.6.2022 under Sections 21C of the NDPS Act

And

In the matter of : Md. Alauddin @ Badal

.....Petitioner.

Mr. Subhajit Choudhuryfor the Petitioner.

Ms. Faria Hossain
Mr. Dipankar Pramanikfor the State.

The petitioner says that he is in custody for two years and one month. Only 1 out of 9 witnesses has been examined. Charge sheet was filed in November, 2022. Charge was framed after a huge delay in January, 2024. He prays for bail.

Learned Advocate for the State, while opposing the prayer, draws our attention to the material in the case diary including the seizure list. 1.5 litres of codeine mixture was allegedly seized from this petitioner.

In view of much more than commercial quantity of contraband item being involved, we are not inclined to allow the petitioner's prayer for bail, at this stage.

The prayer for bail is, accordingly, rejected.

CRM (NDPS) 1046 of 2024 is dismissed.

However, in view of the fairly lengthy detention of the petitioner, we direct the learned Trial Court to expedite the trial

to the fullest extent possible and conclude the same at an early date and definitely within eight months from the next date fixed, without granting any unnecessary adjournment to either of the parties.

We make it clear that if the trial is not concluded within the time period indicated herein, the petitioner will be at liberty to renew his prayer for bail.

The parties shall communicate this order to the learned Trial Court.

All parties shall act in terms of server copy of the order downloaded from the official website of this Court.

(Arijit Banerjee, J.)

(Apurba Sinha Ray, J.)