

11.07.2024
Item no. 36.
Court No.28.
AB
(Rejected)

CRM (NDPS) 1081 of 2024

In Re: An Application for Bail under Section 439 of the Code of Criminal Procedure in connection with Jiaganj P.S. Case No.71 of 2023 dated 17.3.23 under Sections 20C/29 of the NDPS Act

And

In the matter of : Rahim Sk. & Anr.

.....Petitioners.

Mr. Debanshu Ghorai
Mr. Anisur Rahamanfor the Petitioners.

Mr. Soumik Ganguly
Mr. Dipankar Pramanickfor the State.

The petitioners renew their prayer for bail, which was rejected earlier by a Coordinate Bench by an order dated 20.09.2023, passed in CRM (NDPS) 1556 of 2023.

Allegedly 23.5 kilograms of ganja was recovered from a motorcycle on which the petitioners were riding.

In view of commercial quantity of contraband being involved, we are not inclined to allow the petitioners' prayer for bail.

The prayer for bail is, accordingly, rejected.

CRM (NDPS) 1081 of 2024 is dismissed.

However, considering that the petitioners have been in incarceration for about one year and three months, we direct the learned Trial Court to do everything possible to expedite the trial to the utmost and conclude the same at an early date, but

positively within one year from the next date fixed for recording of evidence, without granting any unnecessary adjournment to either of the parties and if necessary, by fixing frequent schedules for examination of witnesses.

We make it clear that if the trial is not concluded within the time period indicated herein, the petitioners will be at liberty to renew their 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.)