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16-07-2024
(ct. no.28)
S. De
(Rejected)

CRM (NDPS) 1117 of 2024

In re: An application for bail under Section 439 of the Code of Criminal Procedure

- A n d -

**In the matter of : Mosnehara Bewa @ Khursina Bewa @
Khosnahara Bewa.**

.... Petitioner.

Mr. Tapodip Gupta,

... For the Petitioner.

Ms. Subhasree Patel,
Ms. Paulomi Bose,

... For the State.

The petitioner renews her prayer for bail which was rejected by a co-ordinate Bench on January 30, 2024. The Bench, while rejecting her prayer for bail had directed the learned Trial Court to take the proceeding to its logical conclusion without unnecessary delay. The petitioner says that out of 13 witnesses, not even a single witness has been examined. Charge-sheet was filed in August 20, 2022. Charge was framed after a long delay in March 2024.

Learned advocate for the State says that June 26, 2024 was fixed as the date for examination of witness. Because of cease work at the local bar, nothing happened on that date. The next schedule for examination has been fixed on August 21-23, 2024. On instruction, learned advocate for the State says that trial may be concluded within 4 months.

In view of commercial quantity of contraband items being involved and the prima facie incriminating material against the

petitioner, we are not inclined to entertain the petitioner's prayer for bail.

CRM (NDPS) 1117 of 2024 is dismissed.

However, we direct the learned Trial Court to expedite the trial and conclude the same as soon as possible and preferably within four months from the next date fixed for recording of evidence.

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

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

(Apurba Sinha Ray, J.)

(Arijit Banerjee, J.)