

50. 04.09.2024
Court
No.28 (Tanmoy)

Rejected

IN THE HIGH COURT AT CALCUTTA
CRIMINAL MISCELLANEOUS JURISDICTION

CRM (NDPS) 1343 of 2024

In Re: - An application for bail under Section 439 of the Code of Criminal Procedure, 1973 / Section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023.

And

In the matter of: **Ranjan Kr. Roy**

...petitioner.

Mr. Samrat Choudhury

...for the petitioner.

Ms. Subhasree Patel

Ms. Sritama Das

...for the State.

Dictated by Arijit Banerjee, J.

1. The petitioner complains that he is in custody for three years and one month. Only four out of 12 charge-sheet named witnesses have been examined. He prays for bail on the ground of delay in progress of the trial.
2. While opposing the prayer for bail, learned Advocate for the State tells us that seven witnesses are proposed to be examined. Four out of them have already been examined. Much above commercial quantity of brown sugar was recovered from the joint possession of three accused persons including this petitioner
3. In view of the restriction in Section 37 of the NDPS Act, 1985, we are not inclined to allow the petitioner's prayer for bail.
4. The application being CRM (NDPS) 1343 of 2024 is accordingly dismissed.

5. However, since the petitioner is in custody for a long period of time, we direct the learned Trial Court to expedite the trial to the fullest extent possible and conclude the same positively by delivery of judgment by the end of December, 2024.
6. This order shall be communicated by the parties to the learned Trial Court immediately.

(Arijit Banerjee, J.)

(Prasenjit Biswas, J.)