

25. 01.10.2024
Court
No.28 (Tanmoy)

Rejected

IN THE HIGH COURT AT CALCUTTA
CRIMINAL MISCELLANEOUS JURISDICTION

CRM (NDPS) 1439 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 arising out of Barjora P.S. Case No. 12/2023 dated 16.01.2023.

And

In the matter of: - **Suraj Bhuiya**

...petitioner.

Mr. Soumik Ganguly

...for the petitioner.

Mr. Anand Keshari

Mr. Dipankar Mahata

...for the State.

Dictated by Arijit Banerjee, J.

1. Let the report filed by the State be kept with the records.
2. We find from the report that the prosecution proposes to examine five more witnesses.
3. 336 Kgs. of *ganja* was seized from a vehicle of which this petitioner was the driver.
4. In view of such huge quantity of narcotics being involved and keeping in mind the restrictions in Section 37 of the NDPS Act, 1985, we are not inclined to allow the petitioner's prayer for bail. Hence, the prayer for bail is rejected.
5. The application being CRM (NDPS) 1439 of 2024 is accordingly dismissed.
6. However, considering that the petitioner has been in custody for over one year and seven months, we direct the learned Trial Court to expedite the trial to the fullest and conclude

the same by delivery of judgment on an early date and definitely within four months from the date of communication of this order by the parties and the Registry of this Court to the learned Trial Court.

(Arijit Banerjee, J.)

(Apurba Sinha Ray, J.)