

08.11.2024.
34.
Ct.No.28
SG
(Rejected)

C.R.M. (NDPS) 1501 of 2024

In Re:- An application for bail under Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 in connection NDPS Case No. 56 of 2023 arising out of Bhagwangola P.S. Case No. 165 of 2023 dated 28.04.2023 under Sections 21(C)/29 of the NDPS Act.

And

In the matter of : Piyaarul Haque @ Piyaarul Hoque @ Piarul Haque and Anr.

... Petitioner.

Mr. Arijit Banerjee.

...for the Petitioners.

Mr. Bitashok Banerjee,
Ms. Srilekha Chattopadhyay.

...for the State.

1. Petitioner is in custody for one year and six months. He submits there is delay in trial. Accordingly, he prays for bail.

2. Learned Advocate for the State opposes the bail prayer.

3. We have considered the materials on record. 3000 bottles of phensedyl syrup were being transported. Petitioner was present at the place of recovery. Charge has been framed and date has been fixed for recording evidence.

4. Keeping in mind these aforesaid facts and in view of statutory restrictions under Section 37 of the NDPS Act, we are not inclined to grant bail to the petitioner.

5. Accordingly, the prayer for bail of the petitioner is rejected.

6. Trial Court is directed to expedite the trial by fixing schedules at short intervals and conclude the same at an early date preferably within one year from the next date for recording evidence without granting unnecessary adjournment to either of the parties.

7. Parties shall communicate a copy of this order to the trial court for due compliance.

(Gaurang Kanth, J.)

(Joymalya Bagchi, J.)