

26. 05.12.2024
Court
No.29 (Tanmoy)

Rejected

IN THE HIGH COURT AT CALCUTTA
CRIMINAL MISCELLANEOUS JURISDICTION

CRM (NDPS) 1571 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, in connection with Murutia PS Case No. 240/2022 dated 27.09.2022.

And

In the matter of: - **Billal Mondal @ Bilal Mondal**

...petitioner.

Mr. Debarshi Brahma
Ms. Archita Pal

...for the petitioner.

Mr. Bibaswan Bhattacharya
Ms. Suparna Chatterjee

...for the State.

Dictated by Arijit Banerjee, J.

1. Status report filed by the State be kept with the records. We see that 13 out of 14 charge-sheet named witnesses have already been examined. January 3, 2025, has been fixed as the date for examination of the last prosecution witness.
2. 24 Kgs. of *ganja* was recovered from the possession of the accused persons including the petitioner.
3. In view of commercial quantity of contraband item being involved and the restriction in Section 37 of the NDPS Act, 1985 and also since the trial is on the verge of conclusion and we find *prima facie* incriminating material against the petitioner, we are not inclined to allow the petitioner's prayer for bail, at this stage. The bail prayer is rejected.

4. The application being CRM (NDPS) 1571 of 2024 is accordingly dismissed.
5. However, considering that the petitioner is in custody for over two years and two months, we request the learned Trial Court to expedite the trial to the fullest extent possible and conclude the same on an early date.
6. Parties to communicate this order to the learned Trial Court immediately.

(Arijit Banerjee, J.)

(Apurba Sinha Ray, J.)