

11.03.2025
Item no. 31.
Court No.29.
AB
(Rejected)

CRM (NDPS) 225 of 2025

In Re: An Application for Bail under Section 439 of the Code of Criminal Procedure, 1973/Under Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 in connection with Andal GRPS Case No. 08 of 2024 Dated 13.04.2024 under Sections 21C/27A 29 of the NDPS Act

And

In the matter of : Minarul Sk. @ Manirul Islam & Anr.

.....Petitioners.

Mr. Arnab Chatterjee,
Mr. Anisur Rahamanfor the Petitioners.

Mr. Antarikhya Basu
Ms. Madhumita Basakfor the State.

Dictated by Arijit Banerjee, J.

1. The petitioners say that allegedly 311 bottles of phensedyl syrup containing codeine phosphate were recovered from them. However, although charge sheet has been filed and charge was framed in December, 2024, the Seizing Officer, the Investigating Officer and the Chemical Examiner are not named as witnesses in the charge sheet. They are in custody for 335 days. They pray for bail.
2. Learned State Counsel says that April 9, 2025, has been fixed as the date for recording of evidence. There is sufficient incriminating material against the petitioners.
3. In view of commercial quantity of contraband items being involved, we are not inclined to allow the petitioners' prayer for bail, at this stage.

4. The prayer for bail is rejected.
5. CRM (NDPS) 225 of 2025 is dismissed.
6. We see that there are 8 charge sheet named witnesses. Considering the period of detention of the petitioners, we direct the learned Trial Court to expedite the trial to the fullest extent possible and conclude the same on an early date, without granting unnecessary adjournment to either of the parties, if necessary, by fixing frequent schedules for examination of witnesses.
7. Parties to communicate this order to the learned Trial Court.
8. All parties shall act in terms of server copy of the order downloaded from the official website of this Court.

(Om Narayan Rai, J.)

(Arijit Banerjee, J.)