

CRM (NDPS) 813 of 2025

An application for bail under Section 439 of the Code of Criminal Procedure, 1973 read with Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 in connection with Nowda Police Station Case No. 284/2024 dated 25.10.2024 under Sections 21 (c) /29 of the NDPS Act, 1985.

Rabiul Mondal & Anr.

Vs.

The State of West Bengal

Mrs. Shabana Hasin

Mr. Aritra Kumar Thokdar

.....For the Petitioner

Mr. Madhusudan Sur, Ld. APP

Ms. Trina Mitra

....For the State

Petitioner submits that 10,000 bottles of cough syrup containing codeine phosphate was recovered from the exclusive possession of the present petitioner and that the petitioner is in custody for about 313 days and though the charge sheet submitted on 19th April, 2025 and the prosecution proposes to examine 14 witnesses but the trial has not yet commenced and as such it is unpredictable as to when the trial would conclude and considering his period of detention, he may be released on bail on any terms and conditions.

Learned counsel appearing on behalf of the State opposed the bail prayer contending that huge quantity of narcotic substance was recovered from the exclusive

possession of the petitioner and that if he is released on bail, there is serious chance of his abscondance.

Having heard the learned counsel appearing on behalf of the petitioner and the State and that the restriction imposed under Section 37 of the NDPS Act clearly attracts in respect of the present petitioner, the prayer for bail is considered and rejected.

Accordingly, CRM (NDPS) 813 of 2025 is disposed of.

Urgent Photostat certified copy of this order, duly applied for, be given to the parties upon compliance of all requisite formalities.

(Dr. Ajoy Kumar Mukherjee, J.)