

20.01.2026

Court No.35.

D/L. 03.

Rakib

(rejected)

CRM (NDPS) 51 of 2026

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 Dum Dum Police Station case no. 221 of 2023 dated 10.05.2023 under Sections 21(c)/25/29 of the Narcotic Drugs and Psychotropic Substances Act, 1985.

And

In the matter of : Gobinda Mondal.

.....Petitioner.

Mr. Debasis Kar
Ms. Suhana Parvin

.....for the Petitioner.

Mr. Joydeep Roy
Ms. Rajnandini Das

.....for the State.

Learned advocate for the petitioner submits that the petitioner is in custody for two years eight months and only one witness out of the 18 witnesses cited by the prosecution has been examined. It has also been contended that lastly petitioner preferred a bail application in CRM (NDPS) 1709 of 2024 wherein there was a direction to conclude the trial by eight months.

Report has been submitted by the State which reflects that the cross-examination of PW1 started on 25.11.2024 and was partly done on behalf of the accused persons regularly and such PW1 was completed on 18.12.2025. As such the whole of the cross-examination of PW1 took more than 13 months time. However, the prosecution has submitted before this Court that they are going to examine only 8 witnesses out of the cited 18 witnesses.

If the accused persons stretched time that cannot be a ground for exercising right to speedy trial. All efforts be exhausted

by the learned trial Court to expedite the process of trial. Having regard to the same, I am not inclined to release the petitioner on bail given the set of circumstances presented before this Court.

Accordingly, CRM (NDPS) 51 of 2026 is **rejected**.

Report so submitted by the State be kept with the record.

All parties shall act in terms of server copy of the order downloaded from the official website of this Court.

Urgent photostat certified copy of this order, if applied for, be supplied to the parties upon compliance with all requisite formalities.

(Tirthankar Ghosh, J.)