

24.04.2026

Court No.35.

D/L. 35.

Kausik

(Rejected)

CRM (NDPS) 769 of 2026

In Re: An Application for Bail under Section 483 of the Bharatiya
Nagarik Suraksha Sanhita, 2023/ Section 439 of the Code of
Criminal Procedure, 1973 in connection with Dhubulia Police
Station Case No. 99 of 2024 dated 04.03.2024 under Section
21(c)/25 and 29 of the NDPS Act, 1985.

And

In the matter of : Mohit Yadav

.....Petitioner.

Mr. Sumanta Das

.....for the Petitioner.

Mr. Sanjay Banerjee

Mr. Dattatreya Dutta

.....for the State.

Learned advocate appearing for the petitioner submits,
petitioner is in custody for more than 2 years and 1 month and
submits that the prosecution has not complied with the earlier
directions passed by this Court while rejecting the bail.

Learned advocate for the State opposes the prayer for
bail and submits that in respect of another accused, 5 months
time has been granted for completing the trial. The subject
matter of the case involves recovery of 7500 bottles of
Phensedyl.

According to the State, the last witness being the
Investigating Officer of the case is being examined. Next date
has been fixed on 1st June, 2026.

Having considered the advanced stage of the case, I am not inclined to grant bail to the petitioner. However, the learned Special Court would see that if no defence witness is tendered, then after examination under Section 313 of the Code of Criminal Procedure within the time period prescribed in CRM (NDPS) 495 of 2026, the verdict be pronounced.

Accordingly, CRM (NDPS) 769 of 2026 is **dismissed**.

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.)