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11.06.2026
Bpg.
Dismissed

C.R.M. (NDPS) 1137 of 2026

In Re: An application for bail under Section 483 of Bharatiya Nagarik Suraksha Sanhita (Corresponding to Section 439 of the Code of Criminal Procedure) filed in connection with Gaighata Police Station Case No.778 of 2024 dated 28.08.2024 under Sections 21(C)/25/27A/29 of the Narcotic Drugs and Psychotropic Substances Act, 1985;

Manoj Kumar Shukla
Versus
The State of West Bengal

Mr. Angshuman Chakraborty
Mr. S.S. Saha.
...for the petitioner.

Mr. Shataroop Purkayastha.
...for the State.

Learned advocate appearing for the petitioner prays for bail as he is in custody since 28th September, 2024. Learned advocate submits that out of 14 witnesses cited by the prosecution, till date only one witness has been examined and the evidence of the second witness is in progress. Learned advocate prays for bail as the petitioner is in custody for more than 1 year 8 months.

Learned advocate for the State opposes the prayer for bail detailing the complicity of the present petitioner. It has also been pointed out that another accused approached the Hon'ble Supreme Court and the prayer for bail of the said accused, namely, Krishna Sngha @ Krishna Singha has been rejected in Special Leave to Appeal (Crl.) No(s).17469 of 2025. Records of the said bail order reflects that the Hon'ble Apex Court has categorically observed that

in the event the trial is not concluded within the aforesaid period of one year for no reason or fault attributable to the petitioners, the petitioners shall be at liberty to revive their prayer for bail.

The time frame provided by the Hon'ble Apex Court till date has not been completed. As such, at this stage, I am not inclined to release the petitioner on bail considering the huge quantity of recovery in this case.

Thus, CRM (NDPS)1137 of 2026 is dismissed at this stage.

All parties shall act on the server copy of this order duly 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 of all requisite formalities.

(Tirthankar Ghosh, J.)