

ORDER BELOW EXH. 53 IN SPECIAL CASE NO. 09 OF 2022
(Under NDPS Act)

The State of Maharashtra	Complainant
<i>Versus</i>	
Shiyad A.K. etc. 3	Accused

1. This is an application by accused Shiyad A.K. (Accused no. 1) seeking bail for the reasons that since last 1 (one) year, he is behind the bars as under trial prisoner and trial has not yet commenced.

2. The applicant with other accused is prosecuted for the offences punishable u/s. 8(c), 21(c) r.w. Section 29 of the Narcotic Drugs & Psychotropic Substances Act, 1985. His application for bail is rejected by this Court by order dated 02/09/2022 by a detailed reasoned order on merits.

3. Heard learned Advocate Shri. S.P.Mulye for accused no. 1. He submitted that the present application is sent by the accused directly to the Court through jail. The learned Advocate submitted that suitable order be passed.

4. Learned Public Prosecutor Shri. A.A.Phansekar opposed the application stating that the bail to the accused is already denied on merits considering the gravity of the offence. He further submitted that the prosecution is ready to commence the trial by examining the witnesses. Today he submitted an application to issue summons to a witness.

5. It is a fact that since last couple of dates, summonses to the witnesses could not be issued as the learned P.P. submitted that

certain muddemal article was under examination by Forensic Laboratory and he is expected the Court to wait till analyser's report is received. However, since the report is not yet received, the prosecutor is ready to proceed with the trial. Therefore, at this stage, this Court is not required to accept the request for bail merely for the reason of some delay in commencement of trial. Hence, the following order.

ORDER

1. Application Exh. 53 is rejected.
2. Inform the accused through the jail authority.

Ratnagiri

Date:- 21/06/2023

(V. R. Joshi)

Judge, Special Court, Ratnagiri.

I affirm that the contents of this Pdf file order are same words as per original order.

Spl. Case No.	:-	09/2022.
Name of Stenographer	:-	Sou. S.K.Inamdar
Court Name	:-	Judge, Special Court Ratnagiri.
Date of Decision	:-	21.06.2023
Order signed by P.O. on	:-	21.06.2023
Order Digitally signed on	:-	21.06.2023
Order uploaded on	:-	21.06.2023