

21.09.2020
tkm
sl no. 65

**C.R.M. 6614 of 2020
(via video conference)**

In Re : An application for anticipatory bail under section 438 of the Code of Criminal Procedure in connection with Krishanganj P.S case no. 173 of 2020 dated 21.8.2020 under section 20(b) of the NDPS Act

And

Allowed

In Re : Saikat Saha @ Soket Shah & Anr. petitioners

Ms. K Roy

..... for the petitioners

Md. A Hossain

Ms. Sreyashee Biswas

..... for the State

Petitioners undertake to affirm and stamp the petition/application as per Rules within a month of resumption of normal functioning of the court. Subject to such undertaking, the application is taken up for hearing through video conferencing.

Accordingly, the application being CRAN 1 of 2020 is disposed of.

Having considered the materials on record and bearing in mind the extent of complicity of the petitioners in the alleged crime and in the light of the submission that no narcotic substance was recovered from the petitioners, we are of the opinion that petitioners have been able to rebut the statutory restrictions under section 37 of the NDPS Act and they may be granted anticipatory bail.

Accordingly, we direct that in the event of arrest, the petitioners shall be released on bail upon furnishing a bond of Rs. 10,000/- each with two sureties of like amount each, to the satisfaction of the Arresting Officer and also be subject to the conditions as laid down under section 438(2) of the Code of Criminal Procedure, 1973.

The application being CRM 6614 of 2020 is disposed of.

(Kausik Chanda, J.)

(Joymalya Bagchi, J.)