

CRM 5470 of 2021

In Re: - An application for bail under Section 439 of the Code of Criminal Procedure filed in connection with **Palashipara** P.S. Case No. **249/2021** dated **03.07.2021** under Sections **18/21** of the NDPS Act.

And

In the matter of: **Saidul Sha Fakir @ Sadhan & Ors.**

....Petitioners

Mr. Angshuman Chakraborty

...for the Petitioners.

Mr. Saryati Dutta

...for the State.

The petitioners are in custody for 161 days.

The alleged seizure of narcotic substance is of intermediate quantity.

In view of the aforesaid facts and circumstances of the case and considering the period of detention suffered by the petitioners, we are inclined to grant bail to the petitioners.

The prayer for bail is thus allowed.

Let the petitioners be released on bail upon furnishing a Bond of Rs. 10,000/- each, with two sureties of like amount each one of whom must be local, to the satisfaction of the Learned Judge, Special Court under NDPS Act subject to the condition that they shall appear before the learned trial court regularly on every date of hearing and shall not intimidate witnesses or tamper with evidence in any manner whatsoever.

In the event the petitioners fail to comply with the conditions as enshrined hereinbefore, it is open to the trial court to cancel the bail without any further reference to this Court.

The application for bail is, thus, disposed of.

(Joymalya Bagchi, J.)

(Bivas Pattanayak, J.)