

08.04.2021
Court No.28
Item No. 11
Krishnendu
Bail Granted

**C.R.M.9032 of 2020
(Via video Conference)**

In Re:- An application for bail under section 439 of the Code of Criminal Procedure filed in connection with Balurghat Police Station Case No. 378 of 2020 dated 01.10.2020 under sections 21(c)/22(c)/23(c)/25/27A/28/29 of the Narcotic Drugs and Psychotropic Substances Act (Special Case No. 73 of 2020);

And

In Re : **Sahidul Mondal @ Saidul**
Petitioner

Mr. Kaushik Choudhury

Mr. S. Hazra

Ms. Busra Khatun

For the Petitioner

Mr. Sanjay Bardhan

Mr. Palash Chandra Majhi

For the State

The learned advocate appearing for the petitioner submits that the petitioner has been falsely implicated in this case.

The learned advocate appearing for the State has fairly submitted that the seizure list does not show that any contraband has been recovered from the present petitioner.

Considering the materials on record and having regard to the fact that the accused/petitioner has been arrested on the basis of a statement of the co-accused, which is inadmissible in evidence, we are inclined to grant bail to the petitioner.

Accordingly, we allow this application and direct that the petitioner, namely, **Sahidul Mondal @ Saidul**, shall be released on bail upon furnishing a bond of Rs. 10,000/- with two sureties of like amount each, one of whom must be local, to the satisfaction

of the learned Judge, Special Court under N.D.P.S. Act, Dakshin Dinajpur at Balurghat with a condition that the petitioner shall meet with the Investigating Officer of this case once a week until further orders.

With the aforesaid observations, the application for bail, being CRM No.9032 of 2020, is disposed of.

All parties shall act on the server copies of this order duly downloaded from the official *website* of this Court.

(Tirthankar Ghosh, J)

(Soumen Sen, J)