

27.06.2022.
10.
Ct.No.28.
as
(Allowed)

C.R.M. (NDPS) 711 of 2022

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure in connection with NDPS Case No.09 of 2022 arising out of Lalgola P.S. Case No.830 of 2021 dated 24.12.2021 under Sections 21(c)/ 29 of the N.D.P.S. Act.

In the matter of : Selim @ Abdus Selim @ Selim Sk
@ Selim Shaikh.

.... Petitioner.

Mr. Tapodip Gupta.

...for the Petitioner.

Mr. Ranabir Ray Chowdhury,
Mr. Mainak Gupta.

...for the State.

Heard the learned Counsels appearing on behalf of the parties.

Petitioner is in custody for about 446 days. It is submitted no narcotic substance was recovered from his possession. Co-accuseds have been granted pre-arrest bail.

Learned Advocate for the State opposes the prayer for bail and produces the Case Diary.

Having considered the materials on record and keeping in mind the aforesaid fact and the extent of complicity of the petitioner in the alleged crime in the light of the submission made on behalf of the petitioner, we are inclined to grant bail to the petitioner.

Accordingly, the petitioner 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,

Murshidabad at Berhampore subject to condition that he shall appear before the trial court on every date of hearing until further orders and shall not intimidate witnesses or tamper with evidence in any manner whatsoever.

In the event the petitioner fails to appear before the Trial Court without any justifiable cause, the trial Court shall be at liberty to cancel his bail in accordance with law without further reference to this Court.

This application for bail is, thus, disposed of.

(Ananya Bandyopadhyay,J.)

(Joymalya Bagchi, J.)