

24.08.2022
Sl. No.10
akd
[ALLOWED]

C. R. M. (NDPS) 960 of 2022

In Re: An application for bail under Section 439 of the Code of Criminal Procedure filed on 17.08.2022 in connection with Kaliachak Police Station Case No. 183 of 2022 dated 16.02.2022 under Sections 29/22(c)/27A of the NDPS Act.

And

In Re: ***Ekramul Hoque @ Pintu @ Md. Akramul Hoque***
... .. Petitioner

Ms. Minoti Gomes
... .. for the petitioner

Mr. T. D. Nandy
Mr. Antarikhya Basu
... .. for the State

It is submitted on behalf of the petitioner that he is in custody for about 90 days. It is further submitted no narcotic substance was recovered from his possession.

Learned advocate appearing for the State opposes the prayer for bail.

We have considered the materials on record. Though controlled substance was recovered, no narcotic substance was seized from the petitioner. In view of the aforesaid materials, we are of the opinion further detention of the accused/petitioner is not necessary.

Therefore, the accused/petitioner, namely ***Ekramul Hoque @ Pintu @ Md. Akramul Hoque***, be released on bail upon furnishing bond of Rs.10,000/- (Rupees Ten thousand only), with two sureties of like amount each, one of whom must be local, to the satisfaction of the learned Judge, Special 3rd Court under the NDPS Act, 1985, Malda subject to condition that the said petitioner 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 or commit similar offences in future.

In the event he fails to appear before the trial court without justifiable cause, the trial court shall be at liberty to cancel his bail automatically without reference to this court.

The application for bail, thus, stands **allowed**.

(Ananya Bandyopadhyay, J.)

(Joymalya Bagchi, J.)