

26.08.2022
cm/ct 28
sl no. 7

C.R.M. (NDPS) No. 978 of 2022

In Re : An application for bail under section 439 of the Code of Criminal Procedure in connection with **Islampur P.S Case No. 329 of 2022** dated **22.07.2022** under Sections **20(b)(ii)(B)/29** of the Narcotic Drugs and psychotropic Substances Act, 1985.

And

Allowed

In Re : Sahin Seikh

..... petitioner

Mr. Soumik Ganguly
Mr. Diptendu Banerjee

..... for the petitioner

Mr. Saryati Datta

..... for the State

Petitioner is in custody for 34 days. He prays for bail.

Learned lawyer for the State opposes the prayer for bail.

We have considered the materials on record. Allegation relates to recovery of narcotic substance i.e. 1.5 Kg. of Ganja which is below commercial quantity. Under such circumstances, we are inclined to grant bail to the petitioner.

Accordingly, the petitioner 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 NDPS Act, Berhampore, Murshidabad on condition that the petitioner shall appear before the trial court on every date of hearing and shall not intimidate witnesses or tamper with evidence in any manner whatsoever.

In the event petitioner 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 being CRM(NDPS) No. 978 of 2022 is disposed of.

(Ananya Bandyopadhyay, J.)

(Joymalya Bagchi, J.)