

13.10.2022.  
21.  
Ct.No.28.  
as  
(Allowed)

**C.R.M. (NDPS) 1208 of 2022**

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure in connection with NDPS Case No.18 of 2022 arising out of Salanpur P.S. Case No.161 of 2022 dated 16.07.2022 under Sections 21(b)/ 29 of the N.D.P.S. Act.

In the matter of : Arjun Dhibar.

.... Petitioner.

Mr. Avik Ghatak,  
Mr. Abhinav Rakshit.

...for the Petitioner.

Mr. Anwar Hossain,  
Mr. Asif Dewan.

...for the State.

Heard the learned Counsels appearing on behalf of the parties.

We have considered the materials on record. Quantity of narcotic substance i.e. heroin recovered from the petitioner is to the tune of 20 gms. This is below the commercial quantity.

Under such circumstances, 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, Paschim Bardhaman 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.

**(Supratim Bhattacharya,J.)**

**(Joymalya Bagchi, J.)**