

24.01.2023

19

Ct. No. 29

KAUSHIK

Allowed

C.R.M.(A) 320 of 2023

In Re:- An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with **Hirapur** Police Station Case No. **42** of **2022** dated **08.02.2022** under Sections 21/28/29 of the Narcotic Drugs and Psychotropic Substances Act, 1985.

And

In Re : Tipu Khan @ Wajir Khan @ Wazir Khan

..... petitioner

Mr. S. S. Roy

Mr. Debapriya Samanta

....for the petitioner

Mr. Sudip Ghosh

Mr. Bitasok Banerjee

....for the State

Police filed charge-sheet.

The principal accused was granted bail.

The narcotic seized, apparently, is below commercial quantity.

In such circumstances, we grant anticipatory bail to the petitioner.

Accordingly, we direct that in the event of arrest the petitioner shall be released on bail upon furnishing a bond of Rs.10,000/-, with two sureties of like amount each, to the satisfaction of the arresting officer and also be subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure, 1973 and on condition that the petitioner shall appear on every date before the jurisdictional Court on

and from the date fixed for appearance of the accused and in default the jurisdictional Court will pass appropriate order to secure the presence of the petitioner in Court including cancelling the anticipatory bail granted without further reference to this Court.

This application for anticipatory bail is, thus, allowed.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)