

C.R.M. (NDPS) 1070 of 2023

29.05.2023
Sl. 11
Court No. 4
(sourav/
Chanchal)
(Allowed)

In Re: - An application for bail under Section 439 of the Code of Criminal Procedure filed in connection with **Raiganj** Police Station Case No. **198** of **2021** dated **29.03.2021** under Sections **21(c)/23(c)/29** of the Narcotic Drugs and Psychotropic substances Act, 1985.

And

In the matter of: **Prodip Roy @ Babu**

....petitioner.

Mr. Sayan De
Mr. Kaustav Shome
Mr. Sayan Kanjilal

...for the petitioner.

Mr. Swapan Banerjee
Ms. Purnima Ghosh

... for the State.

Memo submitted by Mr. Banerjee, learned Advocate for the State be kept with the record.

According to the petitioner, he is in custody for 777 days and trial has not yet commenced after submission of charge-sheet.

Mr. Banerjee, learned advocate for the State has raised vehement objections, though he has submitted upon instructions before this Court yet his submissions is not in consonance with the available documents.

Considering the long detention of the petitioner and the fact that the trial is yet to commence, we are inclined to release the petitioner on bail.

Accordingly, the petitioner be released on bail upon furnishing a Bond of Rs. 10,000/- with two sureties of like amount, one of whom must be local, to the satisfaction of the learned Judge, Special Court under NDPS Act, Raiganj, Uttar Dinajpur.

Petitioner is further directed to be present on each day of trial before the Trial Court without fail. Petitioner is further directed to visit the Officer-in-Charge/Inspector-in-Charge, Raiganj Police Station once in a fortnight for a period of six months or till the completion of trial whichever is earlier.

Accordingly, the application for bail being **C.R.M. (NDPS) 1070 of 2023** is, thus, allowed.

Urgent photostat certified copy of this order, if applied for, be given to the parties, upon compliance of necessary formalities.

All the parties to act on the basis of server copy downloaded from the official website of the Hon'ble Court.

(Tirthankar Ghosh, J.)

(Rai Chattopadhyay, J.)

