

17.11.2023
Sl. No.11
akd
[ALLOWED]

C. R. M. (NDPS) 1749 of 2023

In Re: An application for bail under Section 439 of the Code of Criminal Procedure filed on 13.10.2023 in connection with Patiram Police Station Case No.199 of 2023 dated 24.09.2023 under Section 20(b)(ii)(B) of the NDPS Act. (NDPS Case No.73 of 2023)

And

In Re: **Litan Das**

... .. Petitioner

Mr. Kaushik Choudhury

... .. for the petitioner

Mr. Antarikhya Basu

... .. for the State

1. Heard the learned Advocates appearing for both the parties.
2. We have considered the materials on record. Amount of narcotics i.e. 12 kgs. of *Ganja* recovered from the petitioner is below commercial quantity. Under such circumstances, we are of the opinion further detention of the accused/petitioner is not necessary.
3. Therefore, the accused/petitioner, namely **Litan Das**, 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 Court under the NDPS Act-cum-Additional District Judge, 3rd Court, Balurghat, Dakshin Dinajpur 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.
4. In the event he fails to appear before the trial court without any justifiable cause, the trial court shall be at liberty to cancel his bail automatically without reference to this court.

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

(Gaurang Kanth, J.)

(Joymalya Bagchi, J.)