

02.01.2023

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Ct. No. 29

KAUSHIK

Allowed

C.R.M.(A) 6033 of 2022

In Re:- An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with **Kaliachak** Police Station Case No. **670** of **2019** dated **16.10.2019** under Section 27(a) of the Drugs and Cosmetics Act, 1940 and Section 21(c) of the Narcotic Drugs and Psychotropic substances Act, 1985.

And

In Re : Samirul Islam @ Samirul Mia @ Mota

..... petitioner

Mr. Kalidas Saha

....for the petitioner

Mr. Ranadeb Sengupta

....for the State

The State did not oppose the claim for parity with the other co-accuseds, who were enlarged on anticipatory bail by the order dated December 8, 2022 passed in CRM(A) 5709 of 2022.

The police filed charge-sheet.

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.)