

22.01.2024.
15.
Ct.No.28.
as
(Allowed)

C.R.M. (NDPS) 147 of 2024

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure in connection with Contai P.S. Case No.105 of 2022 dated 04.03.2022 under Sections 21(b)(i)(c) of the NDPS Act and charge sheet submitted under Sections 20(b)(ii)(c) of the NDPS Act.

In the matter of : **Sanjoy Behara @ Sanjay Behera.**

.... Petitioner.

Mr. Navanil De,
Mr. Subhrajit Dey.

...for the Petitioner.

Mr. Debasish Roy, Id. P.P.,
Ms. Sreyashee Biwas.

...for the State.

1. Heard the learned Advocates for the parties.
2. We have considered the materials on record. Petitioner is in custody for more than one year and ten months. There is delay in trial. On such ground co-accused has been enlarged on bail.
3. Hence, we are inclined to extend the same privilege to the petitioner also.
4. Accordingly, the petitioner viz., **Sanjoy Behara @ Sanjay Behera** 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 the NDPS Act, Tamruk, Purba Medinipur 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 or commit similar offences in future.

5. In the event 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.

6. This application for bail is, thus, disposed of.

(Ajay Kumar Gupta, J.)

(Joymalya Bagchi, J.)