

13.02.2024.
13.
Ct.No.28.
as
(Allowed)

C.R.M. (NDPS) 267 of 2024

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure in connection with NDPS Case No.235 of 2021 arising out of Berhampore P. S. Case No.1258 of 2021 dated 29.10.2021 under Sections 22(c)/29 of the NDPS Act read with Section 27A of the Drugs and Cosmetics Act.

In the matter of : **Kayed E Azam Jinnah Biswas @ Alif**
@ Kayed E Ajam Jinna Biswas.

.... Petitioner.

Mr. Tapodip Gupta.

...for the Petitioner.

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

...for the State.

1. Heard the learned Advocates for the parties.
2. We have considered the materials on record. Petitioner is in custody two years and three months. Co-accused have been enlarged on bail on the ground of delay in trial. He is entitled to similar relief.
3. Accordingly, the petitioner viz., **Kayed E Azam Jinnah Biswas @ Alif @ Kayed E Ajam Jinna Biswas** 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, Berhampore, Murshidabad 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.

4. 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.

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

(Gaurang Kanth,J.)

(Joymalya Bagchi, J.)