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CRM(NDPS) No. 541 of 2024

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure in connection with Baduria Police Station Case No. 227 of 2022 dated 21.04.2022 under Sections 22(c)/29 of the NDPS Act.

In Re : Bapi Mondal

And  
..... petitioner

Mr. Prabir Banerjee  
....for the petitioner

Mr. Avished Sinha  
.... for the State

1. Heard the learned Counsels for the parties.
2. We have considered the materials on record.

Petitioner stands on the same footing with Babul Gazi who has been enlarged on bail by the Hon'ble Apex Court. Under such circumstances we are inclined to extend the same privilege to the petitioner.

3. Accordingly, we direct that the petitioner 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 NDPS Act-cum-Additional Sessions Judge, 6<sup>th</sup> Court, Barasat, North 24-Parganas, subject to conditions that petitioner shall appear before the trial court on every date of hearing until further orders and shall not intimidate the witnesses and/or tamper with evidence in any manner whatsoever.

4. In the event the petitioner fails to appear before the trial court without justifiable cause, the trial court shall be at liberty to cancel his bail in accordance with law without further reference to this Court.

5. The application for bail is, accordingly, allowed.

**(Gaurang Kanth, J.)**

**(Joymalya Bagchi, J.)**