

03.04.2024
tkm/ct 28
sl no. 20

C.R.M. (NDPS) 589 of 2024

In Re : An application for bail under section 439 of the Code of Criminal Procedure in connection with English Bazar P.S case no. 900 of 2021 dated 1.8.2021 under sections 21(c)/29 of the NDPS Act
And

Allowed

In Re : Fitun Sk ... petitioner

Mr. Rhidhiman Mukherjee
Mr. A Roy

..... for the petitioner

Mr. Sreyashee Biswas
Ms. Rita Datta

..... for the State

1. Heard learned lawyers for the parties.
2. We have considered the materials on record. Petitioner is in custody for more than two years. Co-accused Nabiul Sk has been enlarged on bail on the ground of delay. Petitioner is entitled to similar relief.
3. Accordingly, the petitioner 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 Special Judge under NDPS Act Malda on condition that the petitioner shall appear before the trial court on every date of hearing and shall not intimidate witnesses or tamper with evidence in any manner whatsoever.
4. In the event he fails to appear before the trial court without justifiable cause, the trial court shall be at liberty to cancel his bail automatically without reference to this court.
5. The application being CRM (NDPS) 589 of 2024 is disposed of.

(Gaurang Kanth, J.)

(Joymalya Bagchi, J.)