

18.04.2024.
22.
Ct.No.28.
as
(Allowed)

C.R.M. (NDPS) 675 of 2024

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure in connection with Shalimar GRPS Case No.11 of 2021 dated 04.08.2021 under Section 20(b)(ii)(c) of the NDPS Act.

In the matter of : **Binod Pani.**

.... Petitioner.

Sk. Toslim Ali.

...for the Petitioner.

Mr. Debasish Roy, Id. P.P.,
Md. Aqib Badr.

...for the State.

1. Heard the learned Advocates for the parties.
2. We have considered the materials on record. Petitioner is in custody for two years and seven months. There is inordinate delay in trial. On such score, co-accused Sanjeet Kumar has been enlarged on bail. Petitioner is entitled to similar relief.
3. Hence, we are inclined to grant bail to the petitioner.
4. Accordingly, the petitioner viz., **Binod Pani** 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 POCSO Act, Howrah 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.

(Gaurang Kanth,J.)

(Joymalya Bagchi, J.)