

23.04.2024.
14.
Ct.No.28.
as
(Allowed)

C.R.M. (NDPS) 700 of 2024

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure in connection with Kaliachak P.S. Case No.542 of 2020 dated 10.07.2020 under Section 21(C)/29 of the NDPS Act.

In the matter of : **Md. Manirul Sk.**

.... Petitioner.

Mr. Arup Kr. Bhowmick.

...for the Petitioner.

Mr. Avishek Sinha,
Mr. Subhajit Chowdhury.

...for the State.

1. Heard the learned Advocates for the parties.
2. We have considered the materials on record. Petitioner is in custody for three years and nine months. There is inordinate delay in trial. Under such circumstances, Co-accused has been enlarged on bail.
3. Hence, petitioner is entitled to similar relief.
4. Accordingly, the petitioner viz., **Md. Manirul Sk** 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, Malda 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.)