

10.05.2024
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allowed

CRM(NDPS) No. 800 of 2024

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure in connection with Coke Oven Police Station Case No. 15 of 2024 dated 28.01.2024 under Sections 21(b)/25/29 of the NDPS Act.

And

In Re : Md. Shakil Ahmed petitioner

Mr. Imtiaz Ahmed
Mrs. Ghazala Firdaus
Md. Aammar Zaki

....for the petitioner

Mr. Debasish Roy, learned PP
Mr. Arijit Ganguly
Mr. Koushik Kundu

.... for the State

1. Heard the learned Counsels for the parties.
2. We have considered the materials on record. Amount of narcotics allegedly recovered from the petitioner and co-accused is of intermediate quantity. In view of the aforesaid circumstances, further detention of the petitioner is not necessary and he may be released on bail.

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-learned Additional Sessions Judge, 3rd court, Paschim Bardhaman, subject to condition that petitioner 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.

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.

(Ajay Kumar Gupta, J.)

(Joymalya Bagchi, J.)