

30.7.2024
Ct. No. 6
SL No. 43
SB /
Tanmoy

C.R.M. (NDPS) 1149 of 2024

In Re: - An application for bail under Section 439 of the Code of Criminal Procedure in connection with **Kulti** P.S. Case No. 423 of **2021** dated **23.8.2021** under Sections 20(b)(ii)(C)/ 29 of NDPS Act.

And

In the matter of: Md. Akbar @ Johny

Sk. Salim ...for the Petitioner

Mr. Saibal Bapuli

Ms. Madhumita Basakfor the State

1. Petitioner is in custody for two years and eleven months. On the score of delay co-accused have been enlarged on bail. Petitioner is entitled to similar relief.
2. Under such circumstances, we are inclined to grant bail to the petitioner.
3. Accordingly, 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, Asansol, Paschim Bardhaman subject to the condition that the petitioner shall appear before the trial court on each and every date of hearing until further orders and shall not intimidate witnesses and/or tamper with evidence in any manner whatsoever.
4. 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 without any further reference to this Court.
5. The application for bail is, thus, allowed and disposed of.

(Gaurang Kanth, J.)

(Joymalya Bagchi, J.)