

22.11.2024
Ct. No. 28
ADSL No. 5
SB/SG

CRM (NDPS) 1777 of 2024

In Re: - An application for bail under Section 483 of the B.N.S.S. 2023 in connection with Airport P.S. Case No. 168 of 2022 dated 11.6.2022 under Sections 22(c)/25 /28/29 of N.D.P.S. Act.

And

In the matter of: Mukesh Kumar

Mr. Debasis Kar ... for the petitioner

Mr. Saibal Bapuli

Ms. Suveni Banerjee ...for the State

1. Petitioner is in custody for about two years five months. He contends co-accused has been granted bail by the Hon'ble Apex Court. Petitioner is entitled to similar relief.
2. Under such circumstances, we are of the opinion petitioner has made out a case for bail.
3. Accordingly, we direct the petitioner namely, Mukesh Kumar, 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 Additional Judicial Magistrate at Barrackpore subject to 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 prayer in accordance with law without further reference to this Court.
5. The application for bail is, thus, allowed and disposed of.

(Gaurang Kanth, J.)

(Joymalya Bagchi, J.)