

12.12.2024
Ct. No. 28
SL No. 09
S.De

C.R.M. (NDPS) 1859 of 2024

In Re: - An application for bail under Section 439 of the Code of Criminal Procedure as amended /under Section 483 of the Bharatiya Nagarik Surksha Sanhita, 2023, in connection with **Jalangi Police Station Case No. 349 of 2023** dated **23.10.2023** under **Sections 21(C)/29** of the Narcotic Drugs and Psychotropic Substances Act.

And

In the matter of: **Minajul Sk.**

Mr. Arnab Chatterjee,
Ms. Poulami Bose, ...for the Petitioner

Mr. Saryati Dutta,for the State.

1. Heard learned counsel for the parties.
2. Petitioner is in custody for over a year. On the score of delay, co-accused Askan Sk has been enlarged on bail by the Hon'ble Apex Court. There is no possibility of trial concluding in the near future.
3. Under such circumstances we are inclined to extend the same privilege to the petitioner.
4. Accordingly, we direct the petitioner namely, **Minajul 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 NDPS Act), Berhampore, Murshidabad 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 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 without any further reference to this Court.

6. The application for bail is, thus, allowed and disposed of.

(Apurba Sinha Ray, J.)

(Joymalya Bagchi, J.)