

02.12.2024
SL No.33
s.biswas
(Allowed)

**Calcutta High Court
In The Circuit Bench at Jalpaiguri**

C.R.M. (NDPS) 541 of 2024

In Re: - An application for bail under Section 483 of the BNSS in connection with **Falakata** P.S. Case No. **371/2024** dated **29.09.2024** under Sections **20(b)(ii)(B)** of the NDPS Act.

And

In the matter of: **Asish Barman @ Ashis Barman**
@ Ashish Barman

....Petitioner

Mr. Anshu Narayan Sarkar

...for the Petitioner

Mr. Aditi Shankar Chakraborty, APP

Mr. Biswarup Roy

...for the State

1. The petitioner has been in custody for 64 days. Charge-sheet has not been submitted.
2. Learned counsel appearing for the State opposes the prayer for bail and submits that huge quantity of contraband article was seized from the joint possession of the petitioner along with another.
3. Considering the materials on record and on further consideration that intermediate quantities of contraband article was allegedly recovered from the joint possession of the petitioner and his associates, we find that this is a fit case for grant bail to the petitioner.
4. Accordingly, we direct that the petitioner shall be released on bail upon furnishing a bond of Rs.25,000/- with two sureties of equal amount each, one of whom must be local, to the

satisfaction of the Learned Special Court under NDPS Act, Alipurduar, subject to the condition that the petitioner shall meet the investigating officer twice a week. The petitioner will not tamper with the evidence or intimidate witnesses.

5. In the event the petitioner fails to comply with the conditions as enshrined hereinbefore, it is open to the trial court to cancel the bail of the petitioner without any further reference to this Court.
6. The application for bail is, thus, allowed.
7. All parties shall act on the basis of the server copy of the order.

(Partha Sarathi Chatterjee, J.)

(Shampa Sarkar, J.)