

JO Code No. WB00885
T. R Case No. 64 of 2021

Order No. 24 dated: 02-03-2024

An application has been filed on behalf of the accused person, namely Swapan Sarit Das, along with server copy of an order dated 01-03-2024 passed by the Hon'ble Court in CRM (N.D.P.S) 400 of 2024, along with an affidavit by the Ld. Counsel, affirming the genuinity of the said server copy of order. It is prayed for on behalf of accused person, namely Swapan Sarit Das that he be allowed to furnish bail bond, as directed by the Hon'ble High Court.

Perused the impugned application, as well as the certified copy of the order passed by the Hon'ble Court.

Heard.

It appears that the Hon'ble High Court, Calcutta has been pleased to order as follows :

“....., the petitioner viz, Swapan Sarit Das shall be released on bail upon furnishing bond of 10,000/- with two sureties of like amount each, one of whom must be local, to the satisfaction of Ld. Judge, Special Court under the N.D.P.S Act, Howrah, subject to condition that he 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 or commit similar offences in future. In the event, the petitioner fails to appear before the trial court without any justifiable cause, the trial court shall be at liberty to cancel their bail in accordance with law without reference to this court.”

It is manifest from the record that Hon'ble Court has been pleased to grant bail to the accused person and he has filed an application intending to furnish bail bond in terms of the order passed by the Hon'ble Court.

The prayer is considered and allowed. The accused person is liberty to furnish a bond, as has been stipulated by the Hon'ble Court.

To date.

Dictated & Corrected by me

Special Judge,

**Judge, Special Court under
N.D.P.S Act, Howrah.**

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Later
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Bani Kumar Samanta appears before the court and files a registered gift deed being no. 050605771/2023, dated 29-12-2023 along with record of right as local security of accused person, namely Swapan Sarit Das. The said Bani Kumar Samanta also files an affidavit affirming the genuinity of the said deed. The said Bani Kumar Samanta also files bail bond as local security on behalf of accused person, namely Swapan Sarit Das.

Alok Kumar Bhattacharjee files bond of behalf of the accused person, namely Swapan Sarit Das as registered security. The said bail bond appears to have been duly checked and fitted by the bail bond officer.

Perused the same, as well as other materials on record.

Heard the Ld. Counsel Mr. Saikat Chatterjee, appearing on behalf of accused.

The bail bond by the local security Bani Kumar Samanta, depositing registered deed no. 050605771/2023, dated 29-12-2023 of ADSR Bagnan, Howrah is found sufficient and hence accepted.

The bail bond filed by a registered security Alok Kumar Bhattacharjee appears to have checked and fitted by the bail bond officer and hence the same accepted as well.

The accused person, namely Swapan Sarit Das appears to have satisfied this court regarding the bail bond that the Hon'ble Court has directed him to furnish before this court in CRM (NDPS) 400 of 2024. As such, release him at once.

Issue release order in respect of accused person, namely Swapan Sarit Das, directing the correctional home authorities to forthwith release the accused person from custody, if he is not wanted in any other case.

To date.

Dictated & Corrected by me

Special Judge,

**Judge, Special Court under
*N.D.P.S Act, Howrah.***