

NDPS 229 of 2015 (RN 1229 of 2015)

Order No. 37, dated 17.10.2023.

Record is put up by petition filed on behalf of accused Alam Sk @ Allarakha Sk.

Separate bail prayer is filed on behalf of accused person. An affidavit is also filed. The said bail petition is taken up for hearing.

Ld. Advocate for the petitioner submits that no similar bail application is pending/disposed of by any Higher Court of law. He prays for bail of the accused person considering the ensuing Puja Vacation and submits that he will attend the court regularly.

Ld. P.P. raises objection as to the prayer for bail on the ground that the accused misused the liberty and absconded.

Perused the materials on record.

Considered.

Having heard the submissions of both the sides and on going through the materials on record, it appears that on 08.03.2016 the accused was granted bail and was all along on bail. On 17.02.22 he absconded and accordingly W.A. was issued against him. Thereafter he was apprehended and since 04.09.23 he is in JC.

Considering the period of detention, ensuing Puja Vacation as well as undertaking made by the Ld. Advocate for the accused person that he will attend the court on regular basis, I am inclined to allow the bail prayer of the accused person.

The accused may find bail on furnishing bond of Rs. 10,000/-, with two registered sureties of Rs. 5,000/- each, on condition to attend the court on each and every day during the course of trial, i.d. to J.C., subject to the satisfaction of this court.

To date (i.e. 19.12.23) for appearance, if on bail.

Dictated & corrected
by me,

Judge.
(J.O. Code WB 00687)

ADJ, 2nd Court, Cum,
Judge, Special Court, Under N.D.P.S. Act,
Berhampore, Murshidabad.
(J.O. Code WB 00687)