

Party Name : RAJESH ROY & ORS Vs THE STATE OF TRIPURA

THE HONBLE THE CHIEF JUSTICE T. VAIPHEI

28.04.2017.

Heard Mr. S. Lodh, the learned counsel for the petitioners. Also heard Mr. S. Sarkar, the learned Public Prosecutor appearing for the State.

This is an application under Section 439 Cr.P.C. read with Section 37, Narcotic Drugs and Psychotropic Substances Act, 1985 (NDPS Act) for granting bail to the accused-petitioners namely, (1) Rajesh Roy, (2) Sanjit Kumar alias Sujit, and (3) Chandan Paswan, who have been detained in custody since 07.03.2017 in connection with New Capital Complex P.S. Case No.2017/NCC/022 corresponding to Special (NDPS) Case No.07/2017 under Section 20(b)(ii)(c) of the NDPS Act. The seized contraband articles are less than commercial quantity. The learned P.P. submits that even if the petitioners are to be released on bail, stringent condition should be imposed for their appearance in the trial Court.

I agree.

Considering the matter from all angles, I am of the view that further detention of the petitioners in custody is no longer necessary.

Resultantly, the petitioners are directed to be released on bail on executing a P.R. bond of `50,000/- (rupees fifty thousand) by each of them with one surety each, who shall be a Government Servant, of the like amount to the satisfaction of the learned Special Judge, Court No.3, West Tripura, Agartala. The bail application stands disposed of.