

CRM 5446 of 2021

(Through Video Conference)

In the matter of : An application for anticipatory bail under Section 438 of the Code Criminal Procedure in connection with Chanchal Excise Circle, Malda S.I.'s S.L. No. 133/15-16 dated 17.02.2016 under Sections 8(b)/29/46/18(c) of the NDPS Act.

And

In the matter of : Borsed Sekh @ Barsed Ali

... .. petitioner

Mr. Amitabha Karmakar
Mr. Arup Kumar Bhowmick

... .. for the petitioner

Mr. Madhusudan Sur, APP
Mr. Dipankar Paramanick

... .. for the State

Petitioner seeks anticipatory bail on the ground of parity with the other co-owners of the property who were granted anticipatory bail.

Heard the learned advocate appearing for the State.

Considering that other co-sharers of the immovable property were granted anticipatory bail by the co-ordinate Bench of this Court and considering the fact that the police filed the charge-sheet, we grant anticipatory bail to the petitioner.

Accordingly, we direct that in the event of arrest, the petitioner shall be released on bail upon furnishing a bond of Rs.10,000/- (Rupees Ten Thousand Only), with two sureties of like amount each, to the satisfaction of the arresting officer and also subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure, 1973 and on further condition that the petitioner shall appear before the jurisdictional Court on the dates fixed for trial and pray for regular bail within four weeks from date.

The application for anticipatory bail being CRM 5446 of 2021 is disposed of.

(Debangsu Basak J.)

(Bibhas Ranjan De, J.)