

D/L769  
27.08.2026  
Bpg.  
Allowed

C.R.M. (NDPS)1768 of 2026

In Re: An application for bail under Section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023 filed in connection with Balurghat Police Station Case No.597 of 2025 dated 02.09.2025 under Sections 21(c)/22(c)/23(c)/25/27A/29 of the Narcotic Drugs and Psychotropic Substances Act, 1985;

Suben Pahan  
Versus  
The State of West Bengal

Mr. Kaushik Choudhury  
Mr. Dwaipayan Panda.  
...for the petitioner.

Mr. Brajesh Jha  
Ms. Sreshtha Ghosh  
Ms. Sanjana Jha.  
...for the State.

Learned appearing for the petitioner submits that even if the prosecution case is considered to be true, 280 bottles of Fairdyl Cough Syrup was recovered from the possession of the petitioner.

Learned advocate for the State opposes the prayer for bail and submits that charges have already been framed. It has also been informed that the next date for witness action has been fixed in the month of January, 2027.

Having considered that the petitioner is in custody for 11 months and prosecution has relied upon 8 witnesses in order to prove its case, I am of the opinion that some time will be required to take the trial to its logical conclusion and the report of the police

authorities reflect that there are no previous antecedents of the present petitioner, I am inclined to release the petitioner on bail. As such, the prayer for bail of the petitioner is allowed.

Accordingly, the petitioner, namely, Suben Pahan shall be released on bail upon furnishing bond of Rs.20,000/- (Rupees Twenty Thousand only) with two sureties of Rs.10,000/- each, one of whom must be local to the satisfaction of the learned Judge, under NDPS Act, 3<sup>rd</sup> Court, Balurghat, Dakshin Dinajpur. If on bail, the petitioner shall be physically present on each and every date before the learned trial court and shall not leave the district of Dakshin Dinajpur without prior permission of the learned special court.

Thus, CRM(NDPS) 1768 of 2026 is allowed.

Memo of Evidence submitted by the State be kept with the record.

All parties shall act on the server copy of this order duly downloaded from the official website of this Court.

Urgent photostat certified copy of this order, if applied for, be supplied to the parties upon compliance of all requisite formalities.

**(Tirthankar Ghosh, J.)**