

21.08.2025

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Allowed

C.R.M. (NDPS) 980 of 2025

In Re:- An application for Bail under Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 filed in connection with Nabadwip Police Station case no. 76 of 2025 dated 03.02.2025 under Sections 20(b)(ii)(c)/29 of the NDPS Act, 1985.

And

In the matter of : **Krishnendu Roy @ Rana**

.... Petitioner

Ms. Karabi Roy

...for the Petitioner

Mr. Ranadeb Sengupta

Ms. Eshita Dutta

...for the State

Report submitted by the State dated 21.8.2025 is taken on record.

Learned counsel for the petitioner submits that the petitioner was arrested on the basis of the co-accused statement and he is in custody for about 199 days. She further submits that nothing was recovered from the possession of the present petitioner and as such, he may be released on bail on any terms and conditions.

Learned counsel for the State opposes the bail prayer contending that the petitioner is the prospective buyers of the narcotic substance as revealed during investigation. He further submits that the petitioner has three criminal antecedents out of which, he has been acquitted in connection with Nabadwip police station case no. 626 of 2012 dated 11.5.2018 and another case being Nabadwip police station case no. 315 of 2023 dated 31.7.2025. However, the other

case being Nabadwip police station case no. 100 of 2023 is still pending where he is on court bail.

However, learned counsel for the State, in his usual fairness, submits that the name of the present petitioner transpired from the co-accused statement and nothing was recovered from his possession and he is almost on the same footing with that of the co-accused namely, Gobinda Das who has been granted bail by this court in CRM (NDPS) 592 of 2025 dated 3.7.2025.

Having considered the submissions made on behalf of both the parties and that due to no recovery of contraband from the possession of the present petitioner, the rigour of Section 37 of the NDPS Act may not attract in respect of the present petitioner in the instant case and that he is almost on the same footing with that of the co-accused namely, Govinda Das and as such, the prayer for bail made by the present petitioner is allowed.

Accordingly, the petitioner namely, **Krishnendu Roy @ Rana** shall be released on bail upon furnishing a bond of Rs. 20,000/- with two registered sureties of Rs. 10000/- each, of which one must be local, subject to the satisfaction of the learned Chief Judicial Magistrate, Krishnanagar, Nadia and also on condition that the accused person shall not mis-use the liberty granted by this Court and he shall not tamper with any evidence orally or documentary during the trial. He shall not absent himself on any day during trial and shall not commit any offence while on bail. He shall give his mobile

phone number to the local police station and shall not change it without prior permission of the trial court and he shall not in any manner try to delay the trial. The petitioner shall not leave the geographical limit of district of Nadia without taking leave from the court below and shall report to the O.C./I.C., Nabadwip Police Station once in a week until further order. The court below will be at liberty to cancel the bail in the event of violation of any of the conditions without making any reference to this court.

Be it mentioned, that anything said herein shall not be construed as an expression of opinion on the merit of the case.

Accordingly, CRM (NDPS) 980 of 2025 is disposed of.

Urgent Photostat certified copy of this order, duly applied for, be given to the parties upon compliance of all requisite formalities.

(Dr. Ajoy Kumar Mukherjee, J.)