

04.12.2025

Court No.35.

M/L. 467.

Kausik

(Rejected)

CRM (NDPS) 997 of 2025

In Re: An Application for Bail under Section 483 of the Bharatiya
Nagarik Suraksha Sanhita, 2023/ Section 439 of the Code of
Criminal Procedure, 1973 in connection with Farakka Police
Station Case No. 291/2024 dated 09.08.2024 under Sections
21(c)/29 of the NDPS Act;

And

In the matter of : Anup Sutradhar

.....Petitioner.

Mr. Jisan Iqubal Hossain

.....for the Petitioner.

Mr. Bibaswan Bhattacharya

Ms. Sudeshna Das

.....for the State.

Learned advocate appearing for the petitioner submits
that petitioner is the owner of the vehicle and the persons from
whom recovery of contraband was made has already been
granted bail. As such, the petitioner may be released on bail.

Learned advocate for the State opposes the prayer for
bail and submits that the subject matter involves 34 Kgs. of
Ganja and the petitioner is the owner of the vehicle. There are
further materials to show that it is the petitioner who
instructed the other 3 accused to ply with the contraband.

The accused persons who are on bail have been granted
statutory bail and as such petitioner who was subsequently
arrested cannot claim parity.

Having considered that 34 Kgs. of Ganja has been recovered I am of the opinion that rigors of Section 37 of the NDPS Act is attracted.

Consequently, CRM (NDPS) 997 of 2025 is dismissed.

All parties shall act in terms of server copy of the order 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 with all requisite formalities.

(Tirthankar Ghosh, J.)