

04.12.2025

Item No. M/L. 474

Ct.No.35

dc.

Rejected

IN THE HIGH COURT AT CALCUTTA
CRIMINAL MISCELLANEOUS JURISDICTION

C.R.M. (NDPS) 1021 of 2025

In Re : An Application for bail under Section 439 of the Code of Criminal Procedure, 1973 corresponding to Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 filed in connection with Sankrail Police Station Case No. 134 of 2024 dated 17.02.2024 under Sections 20(b)(ii)(c)/29 of the Narcotic Drugs and Psychotropic Substances Act, 1985.

And

In Re : **Biswanath Das**

... Petitioner.

Mr. Wasim Akram

... For the Petitioner.

Ms. Amita Gaur,
Ms. Eshita Dutta

... For the State.

Learned advocate appearing for the petitioner submits that although the petitioner is in custody for 1 year 10 months and other accused persons have been granted bail, but there has been no progress in the trial and the petitioner is unnecessarily languishing in jail. As such, petitioner prays for bail on any stringent condition.

Learned advocate appearing for the State, on the other hand, opposes the prayer for bail and submits that 113 kgs. of ganja was recovered from the joint possession of the petitioner and others. It has also been pointed out that the accused persons who have been released on bail were granted default bail. As such issues relating to parity do not apply to the present case.

Be that as it may, having considered that commercial quantity of contraband was recovered, provision of Section 37 of the NDPS Act is attracted. As such, the prayer for bail of the petitioner is **rejected**.

Petitioner would renew his prayer for bail at the appropriate stage.

The application for bail, being CRM (NDPS) 1021 of 2025, is, thus, dismissed.

All concerned 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 with all requisite formalities.

(Tirthankar Ghosh, J.)