

18.09.2025
Ct. No.29

Sl. No.193
Mujahid
(Allowed)

C.R.M. (NDPS) 1060 of 2025

In Re: An application for bail under Section 483 of the B.N.S.S., 2023 filed on 21.08.2025 in connection with Hogolberia P.S. Case No.194 of 2024 dated 18.08.2024 under Sections 21(c)/29 of the NDPS Act, 1985.

And

In the matter of: **Panju Biswas**

....Petitioner

Mr. Dipanjan Chatterjee,
Mr. Snehansu Majumder,
Mr. Debraj Shil,
Ms. Anindita Kundu

...for the petitioner

Mr. Rudradipta Nandy, Ld. APP,
Ms. Eshita Dutta

...for the State

1. Both the reports submitted by the State is taken on record.

2. Prosecution case is that 484 bottles of phensedyl containing codeine phosphate was recovered from the possession of five Bangladeshi Nationals.

3. Learned counsel appearing on behalf of the petitioner submits that his name transpired from the co-accused statement, but nothing was recovered from his possession and the investigation has already been ended in the charge-sheet on 3rd February, 2025. However, charge has not yet been framed and the present petitioner is in custody since 27th June, 2025. He further submits that another accused, namely, Karna Kumar

Shil @ Karna Shil who is almost on the same footing with the present petitioner has already been granted bail by this Court in CRM (NDPS) 891 of 2025. Accordingly, he may be released on bail on any terms and conditions.

4. Learned counsel appearing on behalf of the State opposed to the bail prayer, but in his usual fairness submits that no suspicious CDR was detected against the present petitioner during investigating nor there is any allegation of money trailing. He has one criminal antecedent in connection with offence under BNS, 2023. However, he leaves the prayer for bail to the discretion of the Court.

5. Having heard learned counsel appearing on behalf of the petitioner and the State that due to no recovery of any contraband substance from the possession of the petitioner, the rigour of Section 37 of the NDPS Act may not attract in respect of the petitioner and that investigation has already been ended in charge-sheet and for which further detention of the present petitioner will not yield any fruitful result and as such his prayer for bail is allowed.

6. Accordingly, the petitioner, namely, Panju Biswas, be released on bail upon furnishing a bond of Rs.20,000/- with two registered sureties of Rs.10,000/- each, one of which must be local, subject to the satisfaction of learned Chief Judicial Magistrate, Krishnagar, Nadia and also on condition that the petitioner shall not leave the geographical limit of District- Nadia without the leave of the Trial Court, and shall report to the

Inspector-in-Charge/Officer-in-Charge, Hogolberia P.S, once in a week until further order.

7. Accordingly, CRM (NDPS) 1060 of 2025 is disposed of.

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

(Dr. Ajoy Kumar Mukherjee, J.)