

21.11.2025
Court No.28
Item No.52
ssi

CRM (A) 3484 of 2025

In Re: - An application for anticipatory bail under Section 482 of the Bharatiya Suraksha Nagarik Sanhita in connection with Hogolberia PS Case No.**265 of 2025** dated **04.09.2025** under Sections **20 (b) (ii) (c)/29** of the NDPS Act.

And

In the matter of: **Biswajit Mondal @ Biswajit Mandal**
....Applicant/Petitioner.

Md. Sabir Ahmed
Mr. Soumyajit Das Mahapatra
Mr. Abdul Aziz Mondal

...for the petitioner

Ms. Baisali Basu
Ms. Trisha Rakshit

..for the State

Report filed on behalf of the State is taken on record.

Learned counsel appearing on behalf of the petitioner submits that apart from the statement of a co-accused which is not inadmissible in evidence, there are no incriminating materials available against the present petitioner.

Learned counsel appearing on behalf of the State opposes the prayer for anticipatory bail. However, she relies on the report and submits that there is neither any money trail nor criminal antecedent nor any phone conversation between the petitioner and the co-accused as per the report.

In view of the above, the petitioner has been able to rebut the restriction contained in Section 37 of the NDPS Act and considering the materials available in the case diary, I am inclined to grant anticipatory bail to the petitioner.

Accordingly, the application for anticipatory bail of the petitioner is allowed.

In the event of arrest, the petitioner shall be released on bail upon furnishing a bond of Rs.10,000/- with two sureties of like amount each, one of whom must be local, to the satisfaction of the Arresting Officer and also be subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure, 1973 corresponding to Section 482(2) of the BNSS, 2023 and on further conditions that the petitioner shall not threaten or intimidate witnesses and shall co-operate with the investigation. The petitioner shall meet the I.O. once a fortnight till submission of report in final form. The petitioner shall surrender before the learned Jurisdictional Court and pray for bail within four weeks from this date.

The application for anticipatory bail is, thus, disposed of.

(Jay Sengupta, J.)