

AD 42
December 18, 2025
Ct. 28
SG

Allowed

CRM(A) 3933 of 2025

An application for anticipatory bail under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023 in connection with Sagarpara P.S. Case No.148 of 2025 dated 12.02.2025 under Sections 21(C)/29 of the NDPS Act, 1985.

And

In the matter of:

Kamal Sk and another

... petitioners

Mr. Arnab Chatterjee
Mr. Avik Ghosh

... for the petitioners

Mr. Bitasok Banerjee
Mr. Ratul Ghosh

... for the State

Report filed by the State is taken on record.

Heard learned counsels for the parties.

Perused the case diary.

It appears from the report that there is no call record or money trail or criminal antecedent to implicate the present petitioner. The only material available against the petitioner is a statement of a co-accused.

In view of the above, the petitioners have been able to rebut the restrictions contained in Section 37 of the NDPS Act and considering the materials available in the case diary and the fact that the charge-sheet has been submitted, I am inclined to grant anticipatory bail to the petitioners.

In the event of arrest, the petitioners shall be released on bail upon furnishing a bond of Rs.10,000/- (rupees ten thousand) each 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 the further conditions that the petitioners shall surrender before the jurisdictional court and pray for bail within four weeks from this date, shall attend the jurisdictional court regularly and shall not threaten or intimidate witnesses.

The application for anticipatory bail is, thus, allowed.

Urgent photostat certified copy of this order, if applied for, be supplied to the parties upon compliance of requisite formalities.

(Jay Sengupta, J.)