

17.06.2025

Item No.10

Ct.No.2

dc.

Allowed

**IN THE HIGH COURT AT CALCUTTA
CIRCUIT BENCH AT JALPAIGURI**

C.R.M. (NDPS) 239 of 2025

In Re : An Application for bail under Section 483 of Bharatiya
Nagarik Suraksha Sanhita, 2023 filed in connection with
Sahebganj Police Station Case No. 154 of 2025 dated
21.03.2025 under Sections 20(b)(ii)(c)/25 of the Narcotic
Drugs and Psychotropic Substances Act, 1985.

And

In Re : **Sakil Sekh**

... Petitioner.

Mr. Sourav Ganguly,
Mr. Bibek Tarafder,
Mr. Gopal Roy,
Ms. Rishita Chakraborty,
Mr. Bibhash Kumar Nandi

... For the Petitioner.

Mr. Abhijit Sarkar,
Dr. Arjun Chowdhury

... For the State.

Learned advocate appearing for the petitioner submits
that there has been no recovery from the petitioner in
connection with the instant case and he was shown arrested
by the police authorities on the basis of a statement of co-
accused. It has also been submitted that the investigating
agency on conclusion of investigation has already submitted
charge-sheet before the jurisdictional court.

Learned advocate appearing for the State opposes the
prayer for bail and submits that the petitioner does not have

a clean antecedent and is already arraigned in another case of the same police station.

I have considered the submissions of the learned advocate appearing for the State and the fact that there are two cases being Sahebganj Police Station Case No. 153 of 2025 and Sahebganj Police Station Case No. 154 of 2025. Having regard to the genesis of both the cases, I am of the view that the same are intrinsically connected to one another and there has been no seizure from the petitioner in connection with the instant case while there was seizure from the petitioner in connection with Sahebganj Police Station Case No. 153 of 2025. Having considered that the complicity of the petitioner is restricted only to the statement of co-accused and the charge-sheet having been submitted, I am of the opinion that further detention of the petitioner is unwarranted in connection with the instant case. As such, the prayer for bail of the petitioner is **allowed**.

Accordingly, the petitioner shall be released on bail upon furnishing bond of Rs.20,000/- (Rupees Twenty Thousand), with two sureties of like amount each, one of whom must be local, to the satisfaction of the learned Additional Sessions Judge, 1st Court, (NDPS), Cooch Behar. The local surety in this case would be of an individual who would furnish the title deed of a property and would stay

within the jurisdiction of the learned Additional Sessions Judge, 1st Court, (NDPS), Cooch Behar.

If on bail, the petitioner shall, on each and every date be physically present before the learned Special Court and will not hinder the progress of the case.

In case there is any violation of the conditions so imposed, the learned Special Court would cancel the bail of the petitioner without further reference to this Court.

The application for bail, being CRM (NDPS) 239 of 2025, is, thus, disposed of.

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.)