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03.07.2025
Ct.No.2
b.das
Rejected

IN THE HIGH COURT AT CALCUTTA
Circuit Bench at Jalpaiguri
Criminal Miscellaneous Jurisdiction

C.R.M. (NDPS) 270 of 2025

In Re : An application for bail under Section 483 of the BNSS, 2023 filed in connection with Bhaktinagar P.S. Case No. 1134 of 2024 dated 04.12.2024 under Section 21(C)/25/29 of the NDPS Act.

And

In Re : **Roshan Sankar** ... Petitioner.

Mr. Sudip Guha ... for the Petitioner.

Mr. Nilay Chakraborty

Mr. Bhaskar Das

Mr. Arjun Chowdhury ... for the State.

Heard learned counsels for the parties.

The petitioner seeks parity with co accused Rahul Singh who was the driver of the vehicle carrying contraband articles.

Learned counsel for the State opposes the prayer.

I have considered the material on record. Co accused Rahul Singh was granted bail on the consideration that he was granted interim bail earlier and had not misused his liberty. The co accused Rahul Singh appears to be the driver of the vehicle. The petitioner was found in possession of the contraband articles and was seated beside the driver in the vehicle. He has been in custody for about 238 days. Charge sheet has been submitted.

In view of the statutory restriction under Section 37 of the NDPS Act, prayer for bail is rejected at this stage.

The application for bail is thus disposed of.

Case Diary be returned.

All parties shall act on the server copy of this order duly downloaded from the official website of this Court.

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

(Suvra Ghosh, J.)