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02.07.2025
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Allowed

**IN THE HIGH COURT AT CALCUTTA
Circuit Bench at Jalpaiguri**

C.R.M. (NDPS) 273 of 2025

In Re : An application for bail under Section 483 of the Bharatiya
Nagarik Suraksha Sanhita, 2023 filed in connection with
Mathabhanga Police Station Case No. 78 of 2025 dated 02.02.2025
under Section 21(b)(ii)(C)/ 29 of the NDPS Act, 1985.

And

In Re : **Krishna Sarkar**

Adv. Dr. Arjun Chowdhury
Adv. Riya Agarwal

... for the petitioner.

Adv. Aditi Shankar Chakraborty, Ld. APP
Adv. Aniruddha Biswas

... for the State.

Heard learned counsels for the parties.

Learned counsel for the State opposes the prayer for
bail.

The name of the petitioner has transpired from the
statement of the co-accused. No recovery has been made
from him.

In view of the same, this Court is inclined to hold
that the petitioner has been able to rebut the restriction
laid down under Section 37 of the NDPS Act and is entitled
to bail.

Accordingly prayer for bail is allowed.

The petitioner namely **Krishna Sarkar** be released on bail upon furnishing bond of Rs.20,000/- (Rupees Twenty Thousand only), with two sureties of like amount one of whom must be local, to the satisfaction of the learned Additional Sessions Judge, 1st Court, (NDPS) Coochbehar, subject to condition that he shall appear before the Investigating Officer once a week till submission of charge sheet. He shall not intimidate witnesses or tamper with evidence in any manner whatsoever.

In the event the petitioner fails to adhere any of the conditions stated above, the learned trial Court shall be at liberty to cancel his bail in accordance with law without further reference to this Court.

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.)