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THE GAUHATI HIGH COURT
(HIGH COURT OF ASSAM, NAGALAND, MIZORAM AND ARUNACHAL PRADESH)

Case No. : Bail Appln./3801/2026

BISWAJIT KALITA
SON OF - RANJIT KALITA, R/O - VILLAGE - NAHATI P.O. - BHAWANIPUR,
P.S. - PATACHARKUCHI, DISTRICT - BAJALI, ASSAM. PIN-781352,

VERSUS

THE STATE OF ASSAM
REPRESENTED HEREIN BY ITS PUBLIC PROSECUTOR, ASSAM

Advocate for the Petitioner : MR G CHAMUAH,

Advocate for the Respondent : PP, ASSAM,

BEFORE
HONOURABLE MR. JUSTICE ANJAN MONI KALITA

ORDER

Date : 20.11.2026

Heard Mr. G. Chamuah, learned counsel for the accused applicant. Also heard Mr. K. K. Parasar, learned Additional Public Prosecutor appearing for the State of Assam.

2. This is an application filed under Section 483 of the BNSS, 2023 praying

for grant of bail to the accused applicant namely **Biswajit Kalita** in connection with Barpeta Police Station Case No.371/2026 registered under Sections 20(b)(ii)(B) of the NDPS Act, 1985.

3. The allegations against the accused applicant is that 5.395 kg of ganja was recovered from the conscious possession of the accused applicant.

4. On receipt of the FIR, the police registered the Barpeta Police Station Case No.371/2026 under the aforementioned sections.

5. The learned counsel for the accused applicant submits that the accused applicant is behind bars for last 57 days and therefore further detention of the accused/applicant may not be required in the instant case and the quantity of ganja received is intermediate quantity. In view of the aforesaid, learned counsel for the accused/applicant submits that the accused/applicant should be granted bail.

6. Mr. K. K. Parasar, learned Additional Public Prosecutor appearing for the State of Assam has opposed the prayer for bail.

7. Case Diary of the instant case has been received and perused the same.

8. Taking into account the facts of the case as well as the fact that the accused/applicant is behind bars for 57 days, this Court is of the considered opinion that the accused/applicant named above should be released on bail. Accordingly, it is directed that the accused/applicant shall be released on bail on furnishing bail bond of Rs.50,000/- (Rupees fifty thousand) only with one surety of like nature to the satisfaction of learned Chief Judicial Magistrate, Barpeta subject to the following conditions:-

(i) That the accused applicant shall co-operate with the investigation and make himself available as and when required;

(ii) the accused applicant shall not try to influence any of the witnesses that may be involved in the instant case or tamper or hamper with the investigation, in whatsoever manner.

9. In terms of the above, the instant Bail Application is allowed and disposed of.

JUDGE

Comparing Assistant