

18.02.2026
Court No.28
Item No.41
ssi

CRM (A) 407 of 2026

In Re: - An application for anticipatory bail under Section 482 of the Bharatiya Suraksha Nagarik Sanhita in connection with Lalgola Police Station Case No. **700 of 2025** dated **05.08.2025** under Sections **21 (C) /29 of the NDPS Act.**

And
In the matter of: **Oliur Saikh @ Waliur**

.... Petitioner.

Mr. Arnab Chatterjee
Mr. Avik Ghosh
Ms. Ankusha Ghosh

...for the petitioner

Mr. Antarikhya Basu
Mr. Subhasish Datta

..for the State

Learned counsel appearing on behalf of the petitioner submits that the only material available against the present petitioner is the statements of the co-accused which is not admissible in evidence. Charge sheet has been submitted.

Learned counsel appearing on behalf of the State files a report which is taken on record. He relies on the report and the case diary and opposes the prayer for anticipatory bail. However, he submits that there is no money trail or criminal antecedents or phone call records to implicate the present petitioner. Other than the statements of a co-accused, there is hardly any other incriminating material available in the case diary against the petitioner.

In view of the above, the petitioner has been able to rebut the restriction contained in Section 37 of the NDPS Act and considering

the other materials available in the case diary, I am inclined to grant anticipatory bail to the petitioner.

Accordingly, the application for anticipatory bail of the petitioner is allowed.

In the event of arrest, the petitioner shall be released on bail upon furnishing a bond of Rs.10,000/- 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 further conditions that the petitioner shall surrender before the learned jurisdictional Court and pray for bail within four weeks from this date and shall attend the jurisdictional Court regularly. The petitioner shall not threaten or intimidate the witnesses.

(Jay Sengupta, J.)