

24.02.2026

Court No.35.

D/L.62

Rakib

(Rejected)

CRM (NDPS) 349 of 2026

In Re: An Application for Bail under Section 439 of the Code of Criminal Procedure, 1973/Under Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 in connection with Baduria Police Station case no. 439 of 2024 dated 01.09.2024 under Sections 21(c)/29 of the of the Narcotic Drugs and Psychotropic Substances Act, 1985.

And

In the matter of : Upam Biswas alias Soumya Biswas alias Sona.

.....Petitioner.

Mr. Angshuman Chakraborty

Mr. Shashanka Sekhar Saha

.....for the Petitioner.

Mr. Arijit Ganguly

Ms. Baishakhi Chatterjee

.....for the State.

Learned advocate for the petitioner submits that the subject matter of recovery in the present case is 7820 bottles of codeine phosphate and the petitioner has surrendered before the jurisdictional Court and is in custody for 51 days. It has further been submitted that petitioner has been implicated on the basis of statement of co-accused person.

Learned advocate for the State opposes the prayer for bail and has referred to the deposition of the seizure list witnesses. Petitioner has surrendered very recently in January, 2026 after one year of submission of charge-sheet, charges have already been framed.

Petitioner is granted liberty to renew his prayer for bail after the evidence of other seizure list witnesses is completed.

At this stage, I am not inclined to release the petitioner on bail.

Accordingly, the prayer for bail of the petitioner in CRM (NDPS) 349 of 2026 is **dismissed**.

All parties shall act in terms of server copy of the order 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.)