

27.03.2026

Item No.503

Ct.No.35

dc.

IN THE HIGH COURT AT CALCUTTA
CRIMINAL MISCELLANEOUS JURISDICTION

C.R.M. (NDPS) 434 of 2026

In Re : An Application for bail under Section 439 of the Code of Criminal Procedure, 1973 corresponding to Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 filed in connection with Kaliachak Police Station Case No. 98 of 2025 dated 23.01.2025 under Sections 21(c)/27A/29 of the Narcotic Drugs and Psychotropic Substances Act, 1985 and Sections 25(1-B)(a)/27/35/25(b)/25(8) of the Arms Act and Section 61(2) of the Bharatiya Nyaya Sanhita, 2023.

And

In Re : **Priyajit Mandal @ Priyabrata Mandal and others.**
... Petitioners.

Mr. Amitabha Karmakar,
Mr. Arup Kumar Bhowmick
... For the Petitioners.

Mr. Joydeep Biswas,
Ms. Puspita Saha
... For the State.

Learned advocate appearing for the petitioners submits that the petitioners surrendered on 28.01.2026 after their anticipatory bail was rejected by this Hon'ble Court. According to the petitioners, other accused persons have been released on bail pursuant to directions passed by this Hon'ble Court.

Learned advocate appearing for the State, on the other hand, opposes the prayer for bail and submits that there are substantial materials appearing against the present petitioners who have been evading the due process of law.

Having considered that the case was registered on January, 2025 and for about a year, the petitioners were not

available and harsher process of law was issued against them, I am of the opinion that the petitioners' absence may jeopardize the progress of the trial. As such, I direct that at this stage, the prayer for bail of the petitioners should be rejected.

However, the petitioners be released on bail by the learned Trial Court after the evidence of seizure list witnesses is over. To that effect, learned Trial Court would be at liberty to prepone the evidence of the seizure list witnesses and complete the evidence of such witnesses within a period of sixty days.

With the aforesaid observations, the application for bail, being CRM (NDPS) 434 of 2026, is disposed of.

All concerned parties shall act on the server copy of this order duly 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.)