

02.04.2026

Court No.35.

D/L. 82.

Kausik

(Rejected)

CRM (NDPS) 556 of 2026

In Re: An Application for Bail under Section 483 of the Bharatiya
Nagarik Suraksha Sanhita, 2023/ Section 439 of the Code of
Criminal Procedure, 1973 in connection with Nabagram Police
Station Case No. 111 of 2025 dated 23.02.2025 under section
20(b)/29 of the NDPS Act, 1985.

And

In the matter of : Birendra Barman & Anr.

.....Petitioners.

Mr. Prajnadipta Roy
Ms. Sohini Kundu
Mr. Sabir Ali
Mr. Debojyoti Goswami

.....for the Petitioners.

Mr. Sanjay Banerjee
Ms. Kanchan Roy

.....for the State.

Learned advocate appearing for the petitioners submits
that the petitioners are renewing their prayer for bail as earlier
there was a direction under CRM (NDPS) 1276 of 2025 for
examination of the seizure list witnesses and although
schedule was fixed but the learned Special Court did not fix
date for examination of the seizure list witnesses. The next date
has been fixed in the month of June, 2026.

Learned advocate for the State opposes the prayer for
bail and submits that the alleged recovery is for 227.98 Kgs. of
Ganja.

Having considered the earlier direction passed and taking into account the present scenario existing, I direct the learned Trial Court to give priority for examination of the seizure list witnesses. In case, a pre-schedule has already been fixed thereby indicating the witnesses to be produced by the prosecution, learned Trial Court would accommodate the prosecution and the petitioners in the month of June, 2026 for examination of the seizure list witnesses.

Petitioners would be at liberty to approach this Court after the seizure list witnesses are completed.

At this stage, there are no change of circumstances, as such, CRM (NDPS) 556 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.)