

02.04.2026

Item No.94

Ct.No.35

dc.

partly allowed

IN THE HIGH COURT AT CALCUTTA
CRIMINAL MISCELLANEOUS JURISDICTION

C.R.M. (NDPS) 568 of 2026

In Re : An Application for bail under Section 439 of the Code of Criminal Procedure, 1973 or under Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 filed in connection with Kaliachak Police Station Case No. 1462 of 2025 dated 21.08.2025 under Sections 22(c)/29 of the Narcotic Drugs and Psychotropic Substances Act, 1985.

And

In Re : **Rintu Sk and another**

... Petitioners.

Mr. Joy Chakraborty,
Ms. Ipsita Ghosh

... For the Petitioners.

Mr. Ranabir Roy Chowdhury,
Mr. Rajesh Jana

... For the State.

Learned advocate appearing for the petitioners submits that the petitioners are in custody for more than seven months and the accusations against them relate to alleged recovery of 100 grams of Methamphetamine. So far as the petitioner no.2 is concerned, he has been implicated on the basis of statement of co-accused.

Learned advocate appearing for the State, on the other hand, opposes the prayer for bail and submits that there was recovery from the possession of the petitioner no.1. However, so far as the petitioner no.2 is concerned, State is unable to refute the contention advanced by the learned advocate appearing for the petitioners.

Having regard to the totality of the circumstances, so far as the petitioner no.1 viz., **Rintu Sk** is concerned, his prayer for bail is **rejected**.

So far as the petitioner no.2 is concerned, his prayer for bail is **allowed**.

Accordingly, the petitioner No.2 viz., **Fulan Sarkar** shall be released on bail upon furnishing bond of Rs.20,000/-, with two sureties of Rs.10,000/- each, one of whom must be local, to the satisfaction of the learned Judge, Special Court under the NDPS Act-cum-Additional District and Sessions Judge, 4th Court, Malda.

If on bail, the petitioner No.2 shall be physically present on each and every date so fixed by the learned Special Court and shall not leave the jurisdiction of the district of Malda without prior permission of the learned Special Court.

The application for bail, being CRM (NDPS) 568 of 2026, is, thus, 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.)