

19.05.2026

Item No.71

Ct.No.35

dc.

Rejected

IN THE HIGH COURT AT CALCUTTA
CRIMINAL MISCELLANEOUS JURISDICTION

C.R.M. (NDPS) 854 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. 436 of 2022 dated 01.05.2022 under Sections 21(c)/25/29 of the Narcotic Drugs and Psychotropic Substances Act, 1985.

And

In Re : **Marjen Sk @ Morjem Sk**

... Petitioner.

Mr. Arup Kumar Bhowmick

... For the Petitioner.

Mr. Somnath Adhikary

... For the State.

Learned advocate appearing for the petitioner submits that the petitioner was initially granted bail, but thereafter fled away; during such period, 15 witnesses were examined when other accused persons faced the trial. Petitioner presently is in custody for eight months and prays for bail on the ground that only one witness has been examined. However, it has been pointed out that it is only because of the petitioner, there has been recall of the witnesses concerned.

Mr. Somnath Adhikary, learned advocate, empanelled with the Union of India, is directed to represent the State. His appointment may be regularised by the concerned authorities.

Learned advocate for the State has produced the case diary along with Memo of Evidence.

Having regard to the fact that petitioner contributed to the delay in the present proceedings and is not inspiring that release would further jeopardize the trial, I am not inclined to release the petitioner on bail. As such, the prayer for bail of the petitioner is **rejected**.

The application for bail, being CRM (NDPS) 854 of 2026, is, thus, dismissed.

Memo of Evidence submitted on behalf of the State be kept with the record.

Case diary be returned to the learned advocate appearing for the State.

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.)