

22.06.2026
Court No.35.
D/L.66.
Rakib
(Allowed)

CRM (NDPS) 877 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 Basirhat Police Station case no. 476 of 2025 dated 31.05.2025 under Sections 21(c)/29 of the NDPS Act.

And

In the matter of : Abdul Hakim Mondal @ Abdul Hakim Molla.

.....Petitioner.

Ms. Malashree Ghosh

.....for the Petitioner.

Mr. Gauranga Kr. Das, Ld. APP

Mr. Rajesh Kr. Shah

.....for the State.

Learned advocate appearing for the petitioner submits that the petitioner has been arrested on the basis of statement of co-accused and there has been no recovery from the present petitioner. Already 7 witnesses have been examined but the prosecution has relied upon 17 witnesses in order to prove its case, as such petitioner may be released on bail.

Mr. Rajendra Banerjee, learned Additional Public Prosecutor along with Mr. Ramashis Mukherjee are appearing for the State. Their appointments may be regularized by the concerned authorities.

Learned advocate appearing for the State opposes the prayer for bail and submits that the subject matter of recovery in the present case is 2000 bottles of phensedyl. Although, the recovery is not from the possession of the present petitioner but he is thickly

connected with the alleged offence. Petitioner has criminal antecedents and as such, his prayer for bail may be rejected.

I have taken into account the submissions of the respective parties and the fact that the petitioner has been implicated on the basis of statement of the co-accused, as such, I am inclined to release the petitioner on bail. Accordingly, the prayer for bail of the petitioner is **allowed**.

As such, the petitioner, namely, **Abdul Hakim Mondal @ Abdul Hakim Molla** shall be released on bail upon furnishing bond of Rs.20,000/- (Rupees Twenty Thousand only) with two sureties of Rs.10,000/- (Rupees Ten Thousand only) each, one of whom must be local to the satisfaction of the learned Judge, Special Court (under NDPS Act), 8th Court, Barasat, North 24 Parganas.

If on bail, the petitioner shall be physically present on each and every date before the learned Trial Court and shall not leave the jurisdiction of district of North 24 Parganas without prior permission of the learned Special Court.

Thus, CRM (NDPS) No. 877 of 2026 is **allowed**.

Memo of evidence submitted by the State be kept with the record.

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.)