

29.06.2026

Item No.220

Ct.No.35

dc.

Allowed

**IN THE HIGH COURT AT CALCUTTA
CRIMINAL MISCELLANEOUS JURISDICTION**

C.R.M. (NDPS) 1223 of 2026

In Re : An Application for bail under Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 filed in connection with Raiganj Police Station Case No. 1017 of 2025 dated 06.09.2025 under Sections 21(c)/29 of the Narcotic Drugs and Psychotropic Substances Act, 1985.

And

In Re : **Md. Rahim Sk**

... Petitioner.

Mr. Kaushik Choudhury

... For the Petitioner.

Mr. P. Karan Singh

... For the State.

Learned advocate appearing for the petitioner submits that the petitioner is in custody for nine and a half months and charge-sheet has already been submitted. Although charges have been framed, but witness action has not yet commenced.

Learned advocate appearing for the State, on the other hand, opposes the prayer for bail in view of the commercial quantity of contraband having been seized.

I have taken into account the quantum of recovery which is 381.73 grams of Brown Sugar as also the chemical examiner's report which reflects presence of Diacetylmorphine (Heroin) and 6-Monoacetylmorphine. Having considered the judgement of the Hon'ble Supreme Court in *Sentu Seikh Vs. State of West Bengal* arising out of SLP (Crl.) No. 13987/2025, I am of the opinion that the same

principle is applicable to the present case also. As such, the prayer for bail of the petitioner is **allowed**.

Accordingly, the petitioner viz., **Md. Rahim Sk** 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, 1st Court, Raiganj, Uttar Dinajpur.

If on bail, the petitioner 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 Uttar Dinajpur without prior permission of the learned Special Court.

Memo of Evidence submitted by the learned advocate appearing for the State be kept with the record.

The application for bail, being CRM (NDPS) 1223 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.)