

29.06.2026
Court No.35.
D/L. 164.
Kausik
(Allowed)

CRM (NDPS) 1108 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 Kaliachak Police
Station Case No. 868/2025 dated 24.05.2025 under Section
21(C)/25/27A/29 of the NDPS Act.

And

In the matter of : Hasan Ali

.....Petitioner.

Mr. Arup Kumar Bhowmick

.....for the Petitioner.

Mr. Moyukh Mukherjee

.....for the State.

Learned advocate appearing for the petitioner submits
that there has been alleged recovery of 351 bottles of Phensedyl
in connection with the instant case and the petitioner is in
custody for more than 13 months. Till date witness action has
not commenced.

Learned advocate for the State opposes the prayer for
bail.

Having considered the period of detention of the present
petitioner and the fact that earlier opportunities were granted
to the prosecution and there has been no progress in the case, I
am of the view that substantial time will be required by the
prosecution to take the trial to its logical conclusion.
Accordingly, I am inclined to release the petitioner on bail.

Accordingly, Petitioner, namely, **Hasan Ali** shall furnish 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 Learned Judge, Special Court (under NDPS Act), 4th Court, Malda.

If on bail, the petitioner shall be physically present on each and every date fixed before the learned Trial Court and shall not leave the jurisdiction of District of Malda without the prior permission of the learned Special Court.

Thus, CRM (NDPS) 1108 of 2026 is **allowed**.

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.)