

29.06.2026
Ct. No. 35
Sl. No.189
akd
[ALLOWED]

C. R. M. (NDPS) 1192 of 2026

In Re: An application for bail under Section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023 filed on 21.05.2026 in connection with Suti Police Station Case No.1010 of 2025 dated 24.08.2025 under Sections 21(c)/29 of the NDPS Act. (NDPS Case No. 153 of 2025)

And

In Re: ***Ikbal Khan @ Md. Ikbal Khan & Anr.***
... .. Petitioners

Ms. Shabana Hasin
Ms.Samina Akter
... .. for the petitioners

Mr. Imran Siddiqui
... .. for the State

Learned Advocate appearing for the petitioners submits that although initially prosecution suspected a seizure of 315 gms. of *Heroin* and 174.68 gms. of *Morphine* to have been seized but so far as the seizure relating to 315 gms. of *Heroin* is concerned, chemical examiner's report does not support the prosecution case. As such, the prosecution case is based on recovery of 174.68 gms. of *Morphine*. The said quantum is of intermediate quantity and as such the petitioners may be released on bail as charge sheet has already been submitted before the jurisdictional special court.

Learned Advocate for the State opposes the prayer for bail but on assessment of the relevant submissions made by the petitioners finds support in the case diary materials which have been handed over to him by the prosecuting agency.

I have taken into account the totality of the circumstances including the period of detention which is ten months. Having regard to the fact that 21 witnesses have been relied upon by the prosecution, I am

inclined to release the petitioners on bail. As such, the prayer for bail of the petitioners is allowed.

Accordingly, the petitioners viz., **(1) Ikbāl Khan @ Md. Ikbāl Khan & (2) Ronan Khan @ Md. Ronan Khan**, shall be released on bail upon furnishing bond of Rs.20,000/- (Rupees Twenty thousand only) each, 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, 5th Court, Murshidabad at Berhampore.

If on bail, the petitioners 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 Murshidabad without prior permission of the learned Special Court.

The application for bail, being CRM (NDPS) 1192 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.)