

03.07.2026

Sl. No. DL 301  
Court No. 35

ALLOWED

Asraf, A.R.(Ct.)

**In the High Court at Calcutta**  
**Criminal Miscellaneous Jurisdiction**

Case No.

**CRM (NDPS) 1339 of 2026**

In Re : An application for bail under Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 corresponding to Section 439 of the Code of Criminal Procedure, 1973 filed in connection with Basirhat Police Station case no.20 of 2025 dated 09.01.2025 under Sections 21(c) and 29 of the Narcotic Drugs and Psychotropic Substances Act, 1985.

-AND-

*In the matter of :*

**GOUTAM GHOSH @ GURU**

.....*Petitioner*

*For the Petitioner :*

**Mr. Mazhar Hossain Chowdhory**

...*Advocate*

*For the State :*

**Mr. Shataroop Purkayastha**

...*Advocate*

1. Learned advocate appearing for the petitioner submits that petitioner is better placed than the other accused, namely, Selim Ostagar who has been granted bail in CRM(NDPS) 41 of 2026.
2. Learned advocate for the State opposes the prayer for bail and submits that there are criminal antecedents of the present petitioner and is charged in other cases of dacoity and murder. It has been submitted that petitioner is already in custody in connection with a case under Section 302 of the Indian Penal Code, 1860. However, so far as the present case is concerned, the petitioner has been behind the bars for more than a year. Another accused has been granted

bail. There is no recovery from the present petitioner and he has been implicated on the basis of statement of co-accused and other materials collected by the investigating agency.

3. Having considered the totality of the circumstances and the subject matter involving 10 litres of codeine mixture/cough syrup, I am inclined to release the petitioner on bail.
4. Accordingly, the prayer for bail of the petitioner is **allowed**.
5. As such, the petitioner, namely, **Goutam Ghosh @ Guru** 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 the learned Judge, Special Court, NDPS Act, 8<sup>th</sup> Court at Barasat, North 24 Parganas.
6. If on bail, the petitioner shall be physically present on each and every date before the learned Trial Court in seisin of the case. The petitioner shall not leave the district of North 24 Parganas without prior permission of the concerned Court.
7. Accordingly, **CRM(NDPS) 1339 of 2026** is **disposed of**.
8. Memo of evidence filed by the State be kept with the record.
9. Case diary be returned to the learned advocate appearing for the State.
10. All parties shall act on the basis of server copy of this order duly downloaded from the official website of this Court.

- 11.** Urgent photostat certified copies of this order, if applied for, be given to the parties upon compliance of all necessary formalities.

**( Tirthankar Ghosh, J. )**