

AD 5
January 13, 2026
Ct. 28
SG

Allowed

CRM(A) 2365 of 2025

An application for anticipatory bail under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023 in connection with Goalpokhar P.S. Case No.607 of 2024 dated 18.11.2024 under Sections 8(c)/21(c)/22(c)/25/28/29 of the NDPS Act.

And

In the matter of:

Md. Parwez Reza @ Md. Parweez Reza
... petitioner

Mr. Arnab Chatterjee
Mr. Amit Roy
Mr. Anish Tiwari

... for the petitioner

Mr. P.P. Das
Mr. Raju Mondal

... for the State

Perused the case diary and the report filed by the RTI authority as well as the report dated 05.01.2026 filed by the State.

Learned counsel for the petitioner submits that no documents are available to indicate that the petitioner had failed to pay the necessary charges for renewal of licence. A receipt evidencing payment is available with the petitioner.

This is disputed by the learned counsel for the State.

Learned counsel for the State also produces the format/specimen copy of such receipt and it resembles the one which is available with the petitioner. But, the concerned authorities say that the petitioner's receipt does not reflect in the system.

It appears that substantial portions of relevant documents have been seized.

In view of the above, the claim of the petitioner regarding possessing receipt evidencing payment of fees for renewal of licence and the fact that the petitioner was having a valid licence for the earlier period, he has been able to rebut the restrictions contained in Section 37 of the NDPS Act and considering the other materials available in the case diary, I am inclined to grant anticipatory bail to the petitioner.

In the event of arrest, the petitioner shall be released on bail upon furnishing a bond of Rs.10,000/- (rupees ten thousand) each with two sureties of like amount each, one of whom must be local, to the satisfaction of the Arresting Officer and also be subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure, 1973 corresponding to Section 482(2) of the BNSS, 2023 and on the further conditions that the petitioner shall cooperate with the investigation, shall meet the investigating officer once a fortnight till submission of report in final form and shall not threaten or intimidate witnesses.

The application for anticipatory bail is, thus, allowed.

Urgent photostat certified copy of this order, if applied for, be supplied to the parties upon compliance of requisite formalities.

(Jay Sengupta, J.)