12.11.2026
Serial no. 58
[G.S.Das]
Assistant Registrar
(Court)

CRM (NDPS) 2147 of 2026

In re : An Application for Bail under Section 439 of the Code of Criminal Procedure, 1973/under Section 483 of the BNSS, 2023 in connection with English Bazar PS Cse No. 374 of 2026 dated 16.03.2026 u/s 21(c)/29 of the NDPS Act.

-And-

In the matter of : Selim Sk. &Ors.

... ... Petitioner(s)

Mr. Rana Mukherjee

... for the Petitioner(s)

Mr. Krishnendu Bhattachrya, APP
Ms. Tanusree Kar

... for the State-respondent(s)

The petitioners were arrested in March, 2026 and since then they are in custody, charge-sheet has already been submitted before the learned jurisdictional court, as such, learned advocate for the petitioners submits that the petitioners may be released on bail.

State opposes the prayer for bail and produces the case diary.

I have taken into account the materials appearing against the three petitioners. So far as the petitioner nos. 1 and 3 being Selim Sk. and Nariful Hoque are concerned, there has been recovery of 763 gm of brown sugar. So far as the petitioner no.2 [Nawaj Sekh] is concerned, there has been no recovery from him in regard to this case.

However, the Memo of evidence submitted by the State reflects that there are antecedents of the present petitioners.

Be that as it may, there has been no recovery from the petitioner no.2 and he has been arrested only on the basis of statement of a co-accused.

Having regard to the same, I am of the opinion that the petitioner no.2 may be released on bail.

So far as petitioner nos. 1 and 3 are concerned, their prayer for bail is **Rejected**.

Hence, the prayer for bail of the petitioner no.2 [Nawaj Sekh] is **Allowed.**

Accordingly, the petitioner no.2 viz, **Nawaj Sekh** shall be released on bail upon furnishing 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), 4th Court, Malda.

If on bail, the petitioner no.2 shall also make himself physically available on each and every date so fixed by the learned Special court/trial court and shall not leave the district of Malda without prior permission of the learned Special court/trial court or the court *in seisin* of the case.

Accordingly, CRM (NDPS) 2147 of 2026 is **Partly allowed**.

Pending application(s), if any, is also disposed of.

The observations made above are only restricted for adjudication of the bail application and should not be considered as final opinion on the merits of the case.

Memo of evidence submitted be kept with the record.

Parties to act on a server copy of this order duly collected from the official website of the Hon'ble High Court, Calcutta.

Urgent Photostat certified copy of this order, if applied for, be supplied to the parties subject to compliance with all requisite formalities.

(Tirthankar Ghosh, J.)