25.11.2026
Court No.35.
D/L.216.
Rakib
(Allowed)

CRM (NDPS) 2200 of 2026

In Re: An Application for Bail under Section 439 of the Code of Criminal Procedure, 1973/Under Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 in connection with Kaliachak Police Station case no. 656 of 2026 dated 18.05.2026 under Sections 21(c)/25/27A/29 of the NDPS Act read with Section 25(1-B)(a) of the Arms Act.

And

In the matter of : Yousuf Sk. @ Ysuf Sk. @ Yusuf Sk

.....Petitioner.

Mr. Mritynjoy Chatterjee
Mrs. Suchismita Chakraborty
Mr. Debarnab Adhikary
.....for the Petitioner.

Mr. Ooiseeroop Sinha
Mr. Shivam Mishra
.....for the State

Learned advocate appearing for the petitioner submits that petitioner is innocent and has been falsely implicated in the instant case, he is in custody for a period of almost six months, charge-sheet has already been submitted but charges are yet to be considered by the learned Special Court.

Learned advocate appearing for the State opposes the prayer for bail.

State was specifically confronted relating to the complicity of the present petitioner and as to whether any money trail or CDR is available, so far as the materials in this case is concerned.

It was submitted that the Case Diary reflects that only the statement of co-accused persons are available and the FIR states that these persons fled away from the spot.

Be that as it may, having considered the facts that proper materials are not available to connect the present petitioner, I am of the opinion that further detention of the present petitioner is unwarranted. As such, prayer for bail of the petitioner is **allowed.**

Accordingly, the petitioner, namely, **Yousuf Sk. @ Ysuf Sk. @ Yusuf Sk** 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 under NDPS Act, 4th Court, Malda.

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

Thus, CRM (NDPS) No. 2200 of 2026 is **allowed.**

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

Memo of evidence submitted by the State be kept with the record.

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.)