12.11.2026
Serial no. 66
[G.S.Das]
Assistant Registrar
(Court)

CRM (NDPS) 2223 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 Balurghat PS Case No. 790 of 2025 dated 25.11.2025 u/s 21(c)/22(c)/23(c)/25/27A/29 of the NDPS Act [NDPS Case no. 86 of 2025].

-And-

In the matter of : Uttam Saha

... ... Petitioner(s)

Mr. Sabir Ahmed
Mr. Quazi Ezaz Ahmed
Mr. Ayan Bhattacharyya

... for the Petitioner(s)

Mr. Ranjan Chakraborty
Ms. Sharmistha Das

... for the State-respondent(s)

Petitioner submits that the petitioner is in custody since December, 2025 and eight witnesses have been examined. According to the learned advocate, three of the independent witnesses are related to the recovery of 2000 ampules of buprenorphine who have not supported the prosecution's case in regard to the seizure of contraband.

State opposes the prayer for bail.

I have taken into account the subject-matter of the case; the period of detention and the evidence of the three independent witnesses who have been examined by the learned trial court as P.W.4; P.W.5 and P.W.6.

Having considered the evidential value of the said prosecution's witnesses, inspite of the objection being raised by the State, I am inclined to enlarge the petitioner on bail.

Hence, the prayer for bail of the petitioner is **Allowed.**

Accordingly, the petitioner viz, **Uttam Saha** 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), 3rd Court, Balurghat, Dakshin Dinajpur.

If on bail, the petitioner 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 Dakshin Dinajpur without prior permission of the learned Special court/trial court or the court *in seisin* of the case.

Accordingly, CRM (NDPS) 2223 of 2026 is **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.

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.

Certified copy submitted by the petitioner be kept with the record.

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

(Tirthankar Ghosh, J.)