22.10.2026
M.D/S.M
Sl No.04
Ct. no.7
(Allowed)

CRM (NDPS) No.2234 of 2026

In re: An application for bail under section 483 of the BNSS , 2023, in connection with F.No.S1(VII)-116/2026(AIU) dated May 09, 2026 under Sections 20(b)(ii)(B)/23(b)/29 read with Section 8 of the NDPS Act.

And

In the matter of : **Murtaza Fakhruddin Nagarwala @ Mo. Murtaza Fakhruddin Nagarwala**

... Petitioner

Mr. Navanil De,
Mr. Srijan Ghosh

...for the petitioner

Mr. Vipul Kundalia, Sr. Adv.,
Ms. S. Sinha,
Mr. Anindya Kanan

...for the respondent Customs Authority

The petitioner and the opposite party are represented by their respective learned Counsel.

At the time of hearing, Mr. De, learned Advocate appearing on behalf of the petitioner submits before this Court that the accused/petitioner in this case seeks parity with the co-accused, who has been enlarged on bail by a Co-ordinate Bench of this Court in CRM(NDPS) 1842 of 2026.

It is submitted that considering the fact that allegedly an intermediate quantity of contraband was seized from the joint possession of the accused/petitioner and the co-accused was already enlarged on bail, the instant application for bail may be considered favourably.

Such prayer for bail is vehemently opposed on behalf of the Union of India by saying that though the amount of contraband goods is within the periphery of intermediate quantity, even considering the

amount of seizure, the instant application may be rejected.

On careful perusal of the entire materials as placed before this Court, this Court finds that the present accused/petitioner stands on the same footing with the co-accused who has been enlarged on bail by a Co-ordinate Bench in CRM(NDPS) 1842 of 2026.

Accordingly, prayer for bail is allowed.

It is thus ordered, that the present accused person, namely, **Murtaza Fakhruddin Nagarwala @ Mo. Murtaza Fakhruddin Nagarwala** may find bail of Rs.20,000/- with two registered sureties of Rs.10,000/- each, subject to the satisfaction of the learned Chief Judicial Magistrate, Barasat, Dist: North 24-Parganas on condition that the present petitioner shall remain present before the learned Trial Court on each and every date of substantive hearing and shall not leave the territorial jurisdiction of the learned Trial Court till the conclusion of the trial unless specifically permitted by the learned Trial Court.

With the aforementioned, **CRM(NDPS) 2234 of 2026** is allowed and disposed of.

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

(Partha Sarathi Sen, J.)