**19.11.2026**
Court No.35.
D/L.42.
Rakib
**(Allowed)**

**CRM (NDPS) 2459 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 Krishnagar Police Station case no. 70 of 2026 dated 22.02.2026 under Sections 21(c)/29 of the NDPS Act.

And

**In the matter of : Sabir Mistri @ Sabir Mistry**

**.....Petitioner.**

Mr. Antarikhya Basu
Ms. Madhumita Basak
Ms. Mayurakshi Saha

.....for the Petitioner.

Mr. Parmanand Sharma, Ld. APP
Mr. Ayan Mitra
Mr. Supriya Mahajan

.....for the State

Petitioner has prayed for renewal of the prayer for bail on the change in circumstances of another accused having been subsequently granted bail in CRM (NDPS) 2137 of 2026. There has been no recovery from the present petitioner and there are no CDR or money trail.

The only issue which has been canvassed on behalf of the State are criminal antecedents one of which arising out of matrimonial dispute and another under the West Bengal Gambling and Prize Competition Act, 1957.

I find that similarly placed accused person has been subsequently granted bail who had an antecedent of a case under the NDPS Act. Having regard to the overall circumstances and the changed circumstances pointed out by the petitioner in the present

case, I am inclined to release the petitioner on bail. As such, prayer for bail of the petitioner is **allowed.**

Accordingly, the petitioner, namely, **Sabir Mistri @ Sabir Mistry** 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, Nadia, Krishnagar.

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 Nadia without prior permission of the learned Special Court.

Thus, CRM (NDPS) No. 2459 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.)**