

AD 14
February 25, 2026
Ct. 28
SG

Allowed

CRM(A) 4422 of 2025

An application for anticipatory bail under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023 in connection with NCB Case No.24 of 2025 under Sections 21(c) and 29 of the NDPS Act.

And

In the matter of: *Md. Sadique Alam* ... *petitioner*

Mr. Sekhar Basu, Sr. Adv.
Mr. Kaushik Choudhury
Mr. Dwaipayan Panda

... for the petitioner

Mr. Arun Kumar Maiti (Mohanty)
Mr. Somnath Adhikary

... for the NCB

Report filed by the State is taken on record.

Learned senior counsel representing the petitioner submits that other than the statement of a co-accused which is not admissible in evidence, there are no other incriminating materials available against the petitioner.

Learned counsel for the NCB opposes the prayer for anticipatory bail and submits that there is no criminal antecedent or money trail or phone call record details to implicate the present petitioner. Other than the statement of a co-accused, there is hardly any material available against the present petitioner. Charge-sheet has been submitted.

In view of the fact that there is no other incriminating material available against the petitioner except the statement of a co-accused, the petitioner has been able to rebut the

restrictions contained in Section 37 of the NDPS Act and considering the materials available in the case diary and that a charge-sheet has been submitted, I am inclined to grant anticipatory bail to the petitioner.

In the event of arrest, the petitioner shall be released on bail upon furnishing a bond of Rs.10,000/- (rupees ten thousand) with two sureties of like amount each, one of whom must be local, to the satisfaction of the Arresting Officer and also be subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure, 1973 corresponding to Section 482(2) of the BNSS, 2023 and on the further conditions that the petitioner shall surrender before the jurisdictional court within four weeks from this date and pray for bail, attend the jurisdictional court regularly and shall not threaten or intimidate witnesses.

The application for anticipatory bail is, thus, allowed.

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

(Jay Sengupta, J.)