

27.01.2026

Court No.35.

M/L. 133.

Kausik

(Rejected)

CRM (NDPS) 1697 of 2025

In Re: An Application for Bail under Section 483 of the Bharatiya
Nagarik Suraksha Sanhita, 2023/ Section 439 of the Code of
Criminal Procedure, 1973 in connection with NCB Crime No.
03/NCB/KOL/2022 dated 01.02.2022 under sections
20(b)(ii)(C)/25/29 of the NDPS Act, 1985.

And

In the matter of : Dusmanta Sahoo

.....Petitioner.

Mr. Arnab Chatterjee

Mr. Avik Ghosh

Ms. Ankusha Ghosh

.....for the Petitioner.

Mr. Arun Kumar Maiti (Mohanty)

Mr. Sagar Saha

.....for the NCB.

Learned advocate appearing for the petitioner submits
that the subject matter of the case relates to recovery of 128.6
Kgs. of Ganja from Dipak Ranjan Pradhan and Soumya Ranjan
Sahoo and the present petitioner has been implicated on the
basis of statement of co-accused. However, learned advocate in
his fairness submitted that although charge sheet was
submitted on 29th of July, 2022 and subsequently, harsher
process of law was issued and the case against the petitioner
was filed on or about 28th March, 2024. Petitioner was shown
arrested in connection with the instant case after he was
arrested in connection with a case of Orissa.

Learned advocate submits that via video-conference in the month of December, 2025 petitioner has been shown to be arrested in connection with the instant case and till date only 3 witnesses have been examined by the prosecution.

Learned advocate for the Union of India opposes the prayer for bail and submits that petitioner was evading the process of law. He has antecedents and only 2 witnesses are left by the prosecution to be examined.

Be that as it may, petitioner has just entered the process of trial. It is for the Trial Court to exercise its discretion how to proceed with the trial of the case.

Having considered the quantum of seizure in the present case and the period for which the petitioner was not available before the Court, I am of the view it is not a fit case for granting bail.

Accordingly, the prayer for bail of the petitioner is rejected.

Thus, CRM (NDPS) 1697 of 2025 is **dismissed**.

Report submitted by the NCB 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.)