

16.03.2026
Serial no. 36
[24]
(Bail **Rejected**)

***IN THE HIGH COURT AT CALCUTTA
CIRCUIT BENCH AT JALPAIGURI***

CRM(NDPS)/11/2026

In re : An Application for **Bail** under Section 439 of the Code of Criminal Procedure corresponding to Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 in connection with **Bhaktinagar** Police Station Case No. **355** of **2024** dated **27.04.2024** under Sections **21(c)/22(c)/29** of the NDPS Act.

-And-

In the matter of : NURUL ISLAMPetitioner

Mr. Hillol Saha Podder, Advocate
... .. *For the Petitioner*
Mr. Kallol Acharjee,
Mr. Dhiman Sil, Advocates
... ..*For the State*

1. Petitioner claims parity with the other co-accused who was enlarged on bail by the order dated July 9, 2025 passed CRM (NDPS) 288 of 2025.
2. Co-accused in CRM (NDPS) 288 of 2025 was granted bail on the ground that the FIR does not reflect any recovery made from such co-accused.
3. In the present case, the recovery was made from the possession of the petitioner. Prayer for bail of the petitioner was rejected twice.
4. In such circumstances, I do not find that, the petitioner can rightfully claim parity with the co-accused who was granted bail in CRM (NDPS) 288 of 2025 and that, the petitioner is able to overcome the restrictions under Section 37 of the NDPS Act, 1985.
5. Prayer for bail of the petitioner is **rejected**.
6. CRM(NDPS)/11/2026 is **dismissed**.

(Debangsu Basak, J.)