

24.02.2026
Ct. No.6
D/L 42
Mujahid

In The High Court At Calcutta
Circuit Bench at Jalpaiguri
Criminal Miscellaneous Jurisdiction

CRM (NDPS) 55 of 2026

In Re: An application for bail under Section 483 of the BNSS, 2023 in connection with Kharibari P.S. Case No. 121/2025 dated 01.05.2026 under Sections 20(b)(ii)(c)/25/29 of the NDPS Act, 1985.

And

In the matter of: **Nabi Hossain**

....Petitioner

Mr. Hillol Saha Poddar

...for the petitioner

Mr. Aditi Shankar Chakraborty, Ld. APP
Mr. Biswarup Roy

...for the State

1. Learned counsel for the petitioner submits that it was alleged recovery of contraband from the joint possession of the present petitioner and co-accused Hamidul Hak @ Hamidul Hoque. Learned counsel submits that co-accused has also been admitted to bail by the Co-ordinate Bench of this Court in CRM (NDPS) 585 of 2025 vide order dated 23rd December, 2025.

2. Learned counsel for the State has opposed the bail application.

3. The Court has considered the submissions. The present petitioner is in custody since April, 2025. The investigation is already complete. The co-accused has been admitted to bail.

4. Thus, taking into the account and facts and circumstances of the case, the petitioner viz, **Nabi Hossain** is released on bail upon furnishing a bond of Rs.30,000/- with two sureties of like amount, one of whom must be local, to the satisfaction of the learned Judge, Special Court under (NDPS) Act, 2nd Court, Siliguri, subjection to the condition that the petitioner shall appear before the learned trial court even every date of hearing until further orders. The petitioner shall not threaten, intimidate or tamper the complainant or members of the family in any manner whatsoever. The petitioner shall not leave the jurisdiction of the learned trial court until further orders. In case the petitioner violates any such condition the prosecution is at liberty to move an application for cancellation of bail.

5. The application for bail is allowed.

6. CRM (NDPS) 55 of 2026 stands disposed of.

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

(Dinesh Kumar Sharma, J.)