

19.02.2026
Item No.20
Ct.No.06
b.das
Allowed

**IN THE HIGH COURT AT CALCUTTA
CIRCUIT BENCH AT JALPAIGURI
CRIMINAL MISCELLANEOUS JURISDICTION**

C.R.M. (A) 73 of 2026

In Re : An application for anticipatory bail under Section 438 of the Code of Criminal Procedure read with Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023 in connection with Sahebganj PS Case No.140 of 2025 dated 13.03.2025 under Sections 20(b)(ii)(B)/29 of the NDPS Act.

And

In Re : **Jaharul Ali**

... Petitioner

Mr. Hillol Saha Podder

Ms. Mousumi Das

... for the Petitioner

Mr. A. S. Chakraborty

Mr. Kallol Nag

... for the State

Heard learned counsels for the parties.

Narcotic substance below commercial quantity was recovered from a place where the petitioner's bike was found. The petitioner was not present at the spot. No recovery has been made from his possession.

Learned counsel for the State opposes the prayer.

In view of the above, the statutory restriction under Section 37 of the NDPS Act is not applicable insofar as the petitioner is concerned. He is entitled to anticipatory bail.

Accordingly, in the event of arrest, the petitioner Jaharul Ali be released on bail on furnishing bond of Rs.20,000/-(Rupees Twenty Thousand only), with two sureties of like amount each, to the satisfaction of the

arresting officer and subject to provision under Section 482(2) of the Bharatiya Nagarik Suraksha Sanhita, 2023.

The petitioner shall appear before the jurisdictional Court and pray for regular bail within two weeks from date.

The application being CRM (A) 73 of 2026 is disposed of.

Case Diary be returned.

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

(Suvra Ghosh, J.)