

17.02.2026
Item No.46
Ct.No.06
b.das
Allowed

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

C.R.M. (A) 77 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 Boxirhat PS Case No.349 of 2025 dated 22.08.2025 under Sections 21(b)(ii)(B)/29 of the NDPS Act.

And

In Re : **Chiranjit Das**

... Petitioner

Mr. Hillol Saha Podder

Ms. Mousumi Das

... for the Petitioner

Mr. A.S. Chakraborty

Dr. Arjun Chowdhury

... for the State

Heard learned counsels for the parties.

Learned counsel for the petitioner submits that the petitioner's name has transpired from the statement of the co accused and no recovery has been made from him.

Learned counsel for the State opposes the prayer and submits that there are call detail records which suggest that the petitioner was in touch with the principal accused at the relevant time.

I have considered the material on record.

The name of the petitioner has transpired from the statement of the co accused. No narcotic substance has been recovered from him. Whether the call details pertain to communication between the petitioner and the principal

accused during the relevant period of time and has nexus with the alleged offence shall be adjudicated at the appropriate stage of trial.

Upon consideration of the material on record, this Court is inclined to hold that the petitioner has been able to rebut the statutory restriction under Section 37 of the NDPS Act and is entitled to anticipatory bail.

Accordingly, in the event of arrest, the petitioner Chiranjit Das 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) 77 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.)