

February 18, 2026

53 ARDR
Allowed

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

CRM (NDPS) 37 of 2026

In Re : An application for bail under Section 483 of the Bharatiya
Nagarik Suraksha Sanhita, 2023 in connection with **Phansidewa**
Police Station case no. **440** of **2024** dated **2/11/2024** under
Sections **21(C)/25/29** of the NDPS Act.

And

In Re : **Md. Abu Taher**

... Petitioner

Adv. Prajnadeepta Roy,
Adv. Jaimallya Bhattacharya,

... for the Petitioner.

Adv. Kallol Acharjee,
Adv. Subhasish Mishra,

...for the State.

The petitioner is the driver of the truck allegedly carrying
contraband article and is in custody for more than 200 days. He
prays for bail.

Learned counsel for the State opposes the prayer.

I have considered the material on record.

The co accused who is the owner of the articles seized from
the truck appear to have been running a business of the said
articles and possess valid documents for the same. He has been
released on bail. The petitioner being the driver of the truck
carrying the said articles is also entitled to the same benefit.

Accordingly, prayer for bail is allowed.

The petitioner namely Md. Abu Taher be released on bail upon
furnishing bond of Rs.20,000/- (Rupees Twenty thousand only),
with two sureties of like amount each, one of whom should be local,

to the satisfaction of the learned Additional Sessions Judge, 2nd Court, (NDPS Act) Siliguri subject to condition that he shall appear before the learned trial Court on every date of hearing and shall not intimidate witnesses or tamper with evidence in any manner whatsoever.

In the event the petitioner fails to adhere to any of the conditions as stated above without justifiable cause, the learned trial Court shall be at liberty to cancel his bail in accordance with law without further reference to this Court.

CRM (NDPS) 37 of 2026 is thus disposed of.

Case Diary be returned.

All parties shall act on the server copy of this order duly downloaded from the official website of this Court.

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

(Suvra Ghosh, J.)