

27/03/2026
D/L – 4
Court No.6
S. Kundu
Allowed

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

CRM (A) 148 of 2026

In Re: An application for anticipatory bail under Section 482 of the BNSS, 2023. In connection with Sitai P.S case no. 272 of 2025 dated 26/11/2025 under sections 21(c)/29 of the NDPS Act.

In the matter of: Mastan Mia @ Mostakin Hossain

...Petitioner.

Mr. Sudip Guha
Ms. Ankita Nag

...for the petitioner.

Mr. A. S. Chakraborty
Mr. Tapan Bhattacharyya

...for the State.

1. Report filed on behalf of the State is taken on record.
2. Learned counsel appearing for the petitioner submits that there are no incriminating materials available against the present petitioner apart from the statement of co-accused.
3. Learned counsel appearing for the State relies on the report, which is taken on record. He relies on the case diary and opposes the prayer for anticipatory bail. However, he submits that as per the report there are no money trail or criminal antecedent or phone call conversation with the principal accused to implicate the present petitioner.

4. In view of the above, the petitioner has been able to rebut the restriction contained in Section 37 of the NDPS Act and considering the materials available in the case diary, I am inclined to grant anticipatory bail to the petitioner.
5. In the event of arrest, the petitioner shall be released on bail upon furnishing a bond of Rs.10,000/- each with two sureties of like amount each, one of whom must be local, to the satisfaction of the Arresting Officer and also be subject to further conditions that the petitioner shall cooperate with the investigation and shall not threaten or intimidate witnesses. The petitioner shall meet the Investigating Officer once a week till submission of report in final form. The petitioner shall surrender before the learned jurisdictional Court and pray for bail within four weeks from date.
6. Accordingly, the application for anticipatory bail is allowed.
7. Urgent photostat certified copy of this order, if applied for, be given to the parties upon compliance with requisite formalities.

(Jay Sengupta, J.)