

27.02.2026
Ct. No.6
D/L 22
Mujahid

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

CRM (NDPS) 142 of 2026

In Re: An application for bail under Section 483 of the BNSS, 2023 in connection with Dinhata P.S. Case No. 535 of 2025 dated 03.11.2025 under Sections 20(c)/29/31 of the NDPS Act, 1985.

And

In the matter of: **Samit Das**

....Petitioner

Mr. Rajdeep Mazumdar, Sr. Adv.
Mr. Avrajyati Das
Mr. Pritam Roy
Ms. Supriya Singh
Mr. Sayan Mukherjee
Mr. Rajdeep Das
Ms. Susmita Ghosh

...for the petitioner

Mr. Aditi Shankar Chakraborty, Ld. APP
Mr. Bhaskar Das
Mr. Subhasish Misra

...for the State

1. Learned senior counsel for the petitioner submits no recovery was effected from the present petitioner. Learned senior counsel submits that the name of the petitioner had appeared only in the disclosure statement of principal accused Samim Hoque @ Ilius Hoque. Learned senior counsel submits that the petitioner has been implicated falsely on account of political rivalry.

2. Learned counsel for the State has vehemently opposed the bail application and refuted the averments made by the learned

senior counsel. Learned counsel for the State though has fairly submitted that no recovery was effected. However, submits that investigation is still in progress.

3. The Court considered the submissions. It is not disputed that no recovery was effected from the present petitioner. Nothing has been brought to the notice of the Court that so far there is any call record or any transaction between the co-accused from whom the recovery was effect and the present petitioner.

4. Thus, taking into the account and facts and circumstances of the case, the petitioner, namely, **Samit Das** is be released on bail upon furnishing a personal bond of Rs.20,000/- with two sureties of like amount each, one of whom must be local, to the satisfaction of the learned Additional Sessions Judge, 1st Court (NDPS), Coochbehar, subjection to the condition that the petitioner join the investigation as when directed the investigating officer. 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) 142 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.)