

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

**05.03.2026
Sl. no. 20
Ct. No. 6
Susanta
(ALLOWED)**

C.R.M. (NDPS) 154 OF 2026

In Re : An application for bail under Section 439 of the Code of Criminal Procedure, 1973 corresponding to Section 483 of the Bhartiya Nagarik Suraksha Sanhita, 2023 in connection with Sahebganj Police Station Case No. 536 of 2025 dated 12.09.2025 under Sections 20(b)(ii)(C)/29 of the NDPS Act.

And

In the matter of : **Shyamal Das**

.... Petitioner

Mr. Rajdeep Mazumdar Sr. Adv (VC),
Ms. Supriya Singh,
Mr. Pritam Singh,
Ms. Susmita Ghosh,

.... For the petitioner.

Mr. Nilay Chakraborty, Ld. APP,
Mr. Biswarup Roy,

... For the State.

The case of the prosecution is that around 199 kg. of Ganja like substance was recovered from accused Shyamali Ray @ Shamali Roy. Shyamali Ray @ Shamali Roy is the wife of co-accused Shyamal Roy. Allegedly the recovery was effected from the house of Shyamal Ray and Shyamali Ray @ Shamali Roy. Subsequently on the statement of Shyamali Ray @ Shyamali Roy the present petitioner, Shyamal Das was arrested around two months after.

Learned Senior counsel for the petitioner submits that since no recovery was effected from the present

petitioner and co-accused have already been admitted to bail the present petitioner may also be admitted to bail.

Learned counsel for the State has opposed the bail application. Learned counsel, however, has fairly submitted that no recovery was effected from the present petitioner and nothing has been brought on record to indicate that there was any evidence as to the connection between the petitioner and the co-accused Shyamali Ray @ Shamali Roy from whom the recovery was effected.

Thus taking into the facts and circumstances of the case, the petitioner, viz. **Shyamal Das** is released on bail of Rs. 15,000/- with two sureties of the like amount, one of whom must be local, to the satisfaction of the learned Additional Sessions Judge, 1st Court (NDPS) Cooch Behar, subject to the condition that the petitioner shall appear before the learned Trial Court even every date of hearing until further orders. The petitioner shall not threaten, tamper or intimidate the complainant or members of the family in any manner or whatsoever commit similar offence in future. The petitioner shall not leave to 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.

The application for bail is allowed.

C.R.M. (NDPS) 154 of 2026 stands disposed of.

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.)