

12.06.2026  
Court No.4  
Item No.5  
AP

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

**CRM (NDPS) 276 of 2026**

In Re: - An application for bail under Section 483 of the Bharatiya  
Nagarik Suraksha Sanhita, 2023 in connection with **Tufanganj**  
Police Station Case No.13 of 2026 dated **05.01.2026** under  
Sections **21(C)/29** of the NDPS Act.

And

In the matter of: **Rafikul Islam @ Rafikul**

....Petitioner.

Mr. Hillol Saha Podder

...For the Petitioner.

Mr. Jagriti Mishra, AAAG

Mr. Uday Bhattacharjee

...For the State.

1. Learned counsel representing the petitioner submits that this  
accused petitioner is in custody since 5<sup>th</sup> January, 2026. He  
further submits that the accused petitioner is an Assamese and he  
has not been informed as regards to his grounds for being arrested  
in the language in which he understands. He prays for bail.

2. In support of his contention he cited a judgment of the  
Hon'ble Apex Court published in **(2024) 8 SCC 254** in the case of  
**Prabir Purkayastha Vs. State (NCT of Delhi)**. He has also relied  
upon a judgment passed by the Hon'ble Apex Court in Criminal  
Appeal No.2195 of 2025 dated 6<sup>th</sup> November, 2025 in the case of  
**Mihir Rajesh Shah Vs. State of Maharashtra and Anr.** Learned  
counsel also relied upon an order passed by the Hon'ble Apex  
Court in the case of **Dr. Rajinder Rajan Vs. Union of India &**  
**Anr.** in **SLP (Crl.) No.3326 of 2026**.

3. Learned Assistant Additional Advocate General on behalf of the State places the Arrest Memo wherefrom it transpires that it has been signed by the said accused. As such, the question raised by the learned counsel representing the petitioner does not come to rescue the petitioner.

4. Considering the aforesaid facts and the substance recovered from the accused being 203.88 grams of Yaba Tablets, this Court is not inclined to grant bail to the petitioner.

5. The application for bail is thus rejected.

6. The case diary is returned to the learned Additional Public Prosecutor in Court today.

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

**(Supratim Bhattacharya, J.)**