10.11.2026
Item No.20
Ct. No. 7
nb/AKG
(Allowed)

Calcutta High Court
In the Circuit Bench at Jalpaiguri

CRM(NDPS) 4581 of 2026

In Re.: An application for bail under Section 439 of the Code of Criminal Procedure, 1973 corresponding to Section 483 of the B.N.S.S. 2023 in connection with C.R. (NDPS) Case No. 158/2026 arising out of Kharibari Police Station Case No.366 of 2025 dated 09-12-2025 under Sections 21 (c)/29 of Narcotic Drugs and Psychotropic Substances Act, 1985.

In the matter of: **Haladhar Barman @ Lebua**
..... Petitioner.

Mr. Sayan De
..... For the Petitioner.
Mr. Avrojyoti Das
Mr. Urgen Lama
Mr. Shyamal Barman
.....For the State

1. Learned advocate appearing for the petitioner submits that, in the present case, the petitioner has been implicated on the basis of the statement made by the co-accused. He submits that the petitioner was also falsely implicated in another case, being NDPS Case No. 50 of 2025, on similar allegations. However, noting that nothing was recovered from the possession of the petitioner, he was enlarged on bail in that case. He further submits that the petitioner has been in custody for 11 months and that 15 persons have been cited as witnesses in the charge sheet. There is no possibility of an early conclusion of the trial. In such circumstances, he prays for bail for the petitioner.

2. Learned advocate appearing for the State produces the case diary and opposes the prayer for bail. He submits that, from the petition, it appears that the petitioner was involved in another criminal case and, therefore, has criminal antecedents.
3. Heard the learned advocates appearing for the respective parties and perused the case diary and other materials on record.
4. Taking into account the period of detention of the present petitioner, the fact that 15 persons have been cited as witnesses and that there is no possibility of an early conclusion of the trial, and considering the role attributed to the petitioner, I am inclined to release the petitioner on bail.
5. Accordingly the petitioner, namely, **Haladhar Barman @ Lebua** shall be released on bail upon furnishing a bond of Rs.20,000/- (Rupees Twenty Thousand Only), with two sureties of like amount each, one of whom must be local, to the satisfaction of learned Judge, Special Court(NDPS), Siliguri. The petitioner shall be physically present on each and every date, which was fixed by the learned Special Court and shall not leave the jurisdiction of the District Darjeeling without prior permission of the learned Special Court.

6. The application for bail is, thus, **allowed**.

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

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

(Partha Sarathi Chatterjee, J.)