

19.02.2026

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AP

Allowed

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

C.R.M. (NDPS) 537 of 2025

In Re : An Application for bail under Section 483 of the Bharatiya
Nagarik Suraksha Sanhita, 2023 filed in connection with New
Alipurduar Police Station Case No. 217 of 2024 dated 19.05.2024
under Section 21(c)/27A/29 of the Narcotic Drugs and
Psychotropic Substances Act.

And

In Re : Amir Hossain

Mr. Anirban Banerjee

Mr. Soumyajit

... For the Petitioner.

Mr. Kallol Acharjee

Mr. Biswarup Roy

... For the State

The petitioner prays for bail primarily on the ground
that grounds of arrest have not been communicated to him at
the time of his arrest.

It is not in dispute that grounds of arrest have not
been communicated to the petitioner in compliance with the
mandate laid down by the Hon'ble Supreme Court.

On that score alone, the petitioner is entitled to be
released on bail despite the fact that narcotic substance of
commercial quantity has been recovered from his possession.

Accordingly, the prayer for bail is allowed.

The petitioner namely Amir Hossain shall be released on bail upon furnishing 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 the learned Judge, Special Court (under NDPS Act), Alipurduar subject to condition that he shall remain within the jurisdiction of the learned trial Court and shall appear before the learned trial Court on every date of hearing fixed by the learned trial Court. He shall not tamper with evidence or intimidate witnesses in any manner whatsoever.

In the event the petitioner fails to adhere to any of the conditions stated hereinabove, the learned trial Court shall be at liberty to cancel his bail in accordance with law without further reference to this Court.

CRM (NDPS) 537 of 2025 is disposed of.

Case diary be returned.

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

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

(Suvra Ghosh, J.)