

11.02.2026

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jb.

jdt.

Allowed

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

C.R.M. (NDPS) 561 of 2025

In Re : An Application for bail under Section 483 of the Bharatiya
Nagarik Suraksha Sanhita, 2023 filed in connection with Pradhan
Nagar Police Station Case No. 363 of 2024 dated 02.06.2024
under Sections 20(b)(ii)(c)/29 of the Narcotic Drugs and
Psychotropic Substances Act.

And

In Re : Ranjan Dey

Ms. Rima Sarkar
Ms. Sidhi Sethia
Ms. Suparna Paul

... For the Petitioner.

Mr. Kallol Acharjee
Mr. Subhasish Mitra

... For the State

Heard learned counsels for the parties.

The petitioner is in custody for more than 1 year 7 months
and prays for bail.

Learned counsel for the petitioner submits that despite an
order passed by this Court the co-accused has neither been
arrested, nor any steps taken by the learned trial Court for
splitting up of trial. The petitioner seeks bail primarily on the
ground of prolonged incarceration.

Learned counsel for the State vehemently opposes the
prayer.

I have considered the material on record.

By the order turning down the bail prayer of the petitioner on 9th June, 2025, a co-ordinate Bench of this Court directed the learned trial Court to take steps for exhausting all the process of law, split up the trial of the case and take steps so that within 60 days from the next date so fixed steps be taken for overcoming the stage of consideration of charges. Despite such order, the co-accused is yet to be apprehended. Trial has not been split.

Though contraband article of commercial quantity has been recovered from the petitioner, this Court is inclined to release the petitioner on bail solely on the touchstone of Article 21 of the Constitution of India, without going into the merits of the case.

Accordingly, the prayer for bail is allowed.

The petitioner namely Ranjan Dey 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 Additional District and Sessions Judge (NDPS), 2nd Court, Siliguri subject to condition that he shall remain within the jurisdiction of the learned trial Court and shall furnish the address where he shall presently reside before the learned trial Court, the investigating officer and the concerned officer in charge of the police station under whose jurisdiction he shall presently reside. He 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.

The application for bail 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.)