

20.02.2026
Item No.19
Ct.No.6
b.das
Allowed

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

C.R.M. (NDPS) 615 of 2025

In Re : An application for bail under Section 439 of the Code of Criminal Procedure read with Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 in connection with Pradhanangar PS Case No.770 of 2024 dated 01.12.2024 under Sections 20(c)/22(c)/29 of the NDPS Act.

And

In Re : **Raj Barman & Anr.**

... Petitioners

Mr. Rajesh Kr. Sharma

Mr. Janardan Periwal

... for the Petitioners

Mr. Kallol Acharjee

Dr. Arjun Chowdhury

... for the State

The petitioners pray for bail primarily on the ground that grounds of arrest have not been communicated to the them. Though their prayer was turned down by this Court earlier, they were granted liberty to renew their prayer after consideration of charge.

This Court is informed that charges have been framed and evidence has commenced.

It is not in dispute that grounds of arrest have not been communicated to the petitioners at the time of their arrest in compliance with the mandate laid down by the Hon'ble Supreme Court in various authorities. On that score

alone, the petitioners are entitled to be released on bail despite the fact that contraband articles above commercial quantity have been recovered from their possession.

Accordingly prayer for bail is allowed.

The petitioners Raj Barman & Rana Roy be released on bail upon furnishing bond of Rs.20,000/- (Rupees Twenty Thousand only) each, with two sureties of like amount each, one of whom must be local, to the satisfaction of the learned Additional District & Sessions Judge, 2nd Court NDPS Act, Siliguri subject to condition that he shall remain within the jurisdiction of learned Trial Court and shall furnish the address where they shall presently reside before the learned Trial Court, the investigating officer and the officer in charge of the concerned police station under whose jurisdiction they shall henceforth reside. They shall appear before the learned trial Court on every date of hearing and shall not intimidate witnesses or tamper with evidence in any manner whatsoever.

In the event the petitioners fail to comply with any of the conditions mentioned above without justifiable cause, the learned trial Court shall be at liberty to cancel their bail in accordance with law without further reference to this Court.

The application for bail being CRM (NDPS) 615 of 2025 is, thus, disposed of.

Case Diary be returned.

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

(Suvra Ghosh, J.)