

**In the Court of Additional District & Sessions Judge, 2nd Court,
- Cum -
Judge, Special Court, NDPS Act,
Berhampore, Murshidabad.**

**Present : Sri Ajay Kumar Singh
Additional District & Sessions Judge, 2nd Court,
-Cum-
Judge, Special Court, NDPS Act,
Berhampore, Murshidabad.**

**Bail Petition No.:- 92/2026
(In NDPS Case No.:- 215/2025)**

Re : Application for bail of the petitioner/accused in connection with Raninagar P.S. Case 779, dated 26.11.2025, under Section 21(c)/29 of NDPS Act.

Murad Sk. Petitioner/Accused

Versus

State of West Bengal O.P.

Order No. 18, dated:- 08.06.2026.

Today is fixed for hearing of the instant bail application.

Ld. Special P.P. is present. So does the Ld. Advocate for the petitioner.

The instant bail application is taken up for hearing.

At the outset, Ld. Advocate for the petitioner/accused person has submitted that the petitioner is innocent and he has been falsely implicated in this case. He has further contended that the petitioner is in Judicial Custody since 26.11.2025. Ld. Advocate for the petitioner has also submitted that the petitioner has permanent residence within the jurisdiction and there is no possibility of absconding or tampering with evidence. In this background Ld. Advocate for the petitioner/accused has prayed before this Court to release the accused on bail on any condition put by this Court.

Per Contra, Ld. Special P.P. has vehemently raised objection against the bail application. In support of his contention, he has submitted that the petitioner is involved in the illegal business of contraband substance so seized and there is sufficient allegation against him. He has further contended that in this case commercial quantity of contraband substance in terms of 939 bottles of Broncof-C Cough Syrup of 100 ml. each were recovered and there is specific bar u/S. 37 of the NDPS Act and he prays for custodial trial of the accused person and not to release the accused person on bail in such cases.

Heard the rival submissions at the Bar. Considered.

Perused the materials on record.

Having heard the submissions of both the sides and on perusal of the case records, it transpires that the allegation against the petitioner is serious in nature. I also do find that in this case commercial quantity of contraband substance in terms of 939 bottles of Broncof-C Cough Syrup of 100 ml. each were recovered and there is specific bar u/S. 37 of the NDPS Act. I am also of the considered view that if the petitioner is released on bail there is every chance of tampering with evidence in the instant case.

Considering the facts and circumstances of the instant case and also taking into consideration that there is bar u/s. 37 of the NDPS Act, I am not inclined to allow the instant bail application of the petitioner/accused at this stage and accordingly the prayer for bail of the petitioner is rejected.

The instant bail application is disposed of in the above terms.

To dates [31.07.2026, 01.08.2026, 03.08.2026].

Dictated & Corrected by
me

Judge, Special Court, NDPS Act,
(J.O. Code:- WB 01303)

Addl. Dist. & Sess. Judge, 2nd Court
- CUM -
Judge, Special Court, NDPS Act,
Berhampore, Murshidabad.
(J.O. Code:- WB 01303).