

11.06.2026
Court No.4
Item No.9
AP

**HIGH COURT AT CALCUTTA
CIRCUIT BENCH AT JALPAIGURI**

CRM (NDPS) 274 of 2026

In Re: - An application for bail under Section 483 of the Bharatiya
Nagarik Suraksha Sanhita, 2023 in connection with **Kharibari**
Police Station Case No. **288 of 2025** dated **30.09.2025** under
Sections **20(b)(ii)(c)/29** of the NDPS Act.

And

In the matter of: **Rasik Rahaman**

....Petitioner.

Mr. Amit Sinha

...For the Petitioner.

Mr. Jagriti Mishra, AAAG
Ms. Madhushree Dutta

...For the State.

1. Learned counsel representing the petitioner submits that the
accused petitioner has not been intimated as regards to the
grounds of his arrest. In support of his contention he has relied
upon a judgment published in **(2025) 5 SCC 799 (Vihaan Kumar
Vs. State of Haryana and Anr)**. Banking upon the sole criteria,
learned counsel has prayed for bail.

2. Learned counsel on behalf of the petitioner further submits
that recording was made in a mobile phone of a member of the
raiding party.

3. Learned Assistant Additional Advocate General opposes the
prayer for bail and relies upon seizure list wherefrom it transpires
that 99.950 kgs of Ganja has been recovered from the accused

petitioner and a co-accused namely Niranjan Barman. Learned counsel representing the State also places the communication of the ground of arrest provided to the accused petitioner.

4. On consideration of the communication of the ground of arrest, it reveals that the same was communicated to the accused as such the issue raised by the learned counsel representing the accused petitioner does not hold good. In addition to the above, the quantity of substance recovered from the accused persons, being commercial quantity, this Court is not inclined to grant bail to the petitioner.

5. The application for bail is thus rejected.

6. The case diary is returned to the learned Assistant Additional Advocate General in Court today.

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

(Supratim Bhattacharya, J.)