

07.01.2026
Serial no. 38
[G.S.D]

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

CRM (A) 1002 of 2025

In re : An Application under Section **482** of the BNSS, 2023/under Section 438 of the Cr.P.C. in connection with **Kotowali Police Station case No. 871 of 2025 dated 28.10.2025 u/s 20(b)(ii)(c)/25/29 of the NDPS Act, 1985 in connection with PTN Case No. 1311 of 2025.**

-And-

In the matter of : Sirajul Haque @ Serajul Haque &Anr.
... Petitioner(s)

Mr. H. S. Poddar
Ms. M. Das

... for the petitioner(s)

Mr. Kolloi Acharjee
Mr. Dhimal Sil

... for the State-respondent(s)

Learned advocate for the petitioners submits that the petitioners are being implicated in the instant case on the basis of statement of the witnesses.

Learned advocate for the State opposes the prayer for anticipatory bail and submits that there was recovery of 43.07 kg of ganja from the house of one Rashid Mia.

Additionally, it has been submitted that the police authorities tried to arrest the present petitioners but they were not available at their respective residences.

Having considered the fact that there was no recovery from the present petitioners but from the house of one Rashid Mia, I am of the view that so far as the present petitioners are concerned, their custodial interrogation may not be warranted in the instant case.

Hence, the prayer for anticipatory bail of the petitioners is **Allowed**.

Accordingly, I direct that in the event of arrest, the petitioners be released on bail upon furnishing Rs.20,000/- (Rupees Twenty Thousand only) **each**, with two sureties of Rs.10,000/- (Rupees Ten Thousand only) each, one of whom must be local, to the satisfaction of the arresting officer of the case and also subject to the conditions as laid down under Section 438(2) of the Cr.P.C. and/or under Section 482(2) of the Bharatiya Nagarik Suraksha Sanhita, 2023.

Since the investigation of the case is in progress, the petitioners shall meet with the Investigating officer of the case once in a week on and from 10th January, 2026. This order of anticipatory bail will remain in force for a period of eight weeks from date.

Accordingly, CRM(A) 1002 of 2025 is disposed of.

Pending application(s), if any, is also disposed of.

Parties to act on a server copy of this order duly collected from the official website of the Hon'ble High Court, Calcutta.

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

(Tirthankar Ghosh, J.)