



ITEM NO.9                      COURT NO.3                      SECTION II-B

S U P R E M E C O U R T O F I N D I A  
R E C O R D O F P R O C E E D I N G S

Petition(s) for Special Leave to Appeal (Crl.)  
No(s). 1902/2026

[Arising out of impugned final judgment and order  
dated 19-12-2025 in CRM (NDPS) No. 1238/2025  
passed by the High Court at Calcutta]

MD. RIZWAN    Petitioner(s)

VERSUS

THE STATE OF WEST BENGAL                      Respondent(s)

Date : 06-05-2026

This petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE J.K. MAHESHWARI  
HON'BLE MR. JUSTICE ATUL S. CHANDURKAR

For Petitioner(s) :

Mr. Md Asif Iqbal, Adv.  
Mr. Sourav Mandal, Adv.  
Mr. Siddhartha Sinha, AOR

For Respondent(s) :

Mr. Kunal Mimani, AOR  
Mr. Parag Chaturvedi, Adv.

UPON hearing the counsel  
the Court made the following  
O R D E R

1) Against the order of rejection of

regular bail by the High Court and to seek bail, the present special leave petition has been filed.

2) The petitioner is in custody w.e.f.12.01.2024 in connection with FIR No.02/2024 dated 12.01.2024 for the offences punishable under Sections 21(C) and 29 of the Narcotic Drugs and Psychotropic Substances Act, 1985, registered with Police Station STF, Sub Division Bichar Bhawan Court, Kolkata.

3) After hearing learned counsel for the parties and considering the role as assigned of unloading the cartons on his instructions from rickshaw of a rickshaw puller by other co-accused and the period of custody undergone which is more than 2 years and 3 months and that out of 17,

only 4 witnesses could have been examined though the charges were framed on 04.03.2025 which is about a year back. Considering all the attending circumstances, without expressing any opinion on the merits of the case, we deem it appropriate to release the petitioner on bail.

4) Accordingly, we direct to release the petitioner on bail on furnishing the suitable bail bonds and sureties and on such other terms and conditions as may be deemed fit by the trial Court.

5) Petitioner to abide all the conditions as imposed and shall regularly attend the trial until exempted by the Court. Violation, if any, may give a cause to take recourse as permissible and the trial

Court is at liberty to do the needful.

6) Accordingly, and in view of the foregoing, the special leave petition stands allowed. Pending application(s), if any, shall stand disposed of.

**(NIDHI AHUJA)**  
**DEPUTY REGISTRAR**

**(NAND KISHOR)**  
**ASSISTANT REGISTRAR**