



IN THE SUPREME COURT OF INDIA  
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPEAL NO. \_\_\_\_\_ OF 2026  
(@SLP(CRL.) NO.5965 OF 2026)

SK. RABBAN ..... APPELLANT

VERSUS

STATE OF WEST BENGAL ..... RESPONDENT

O R D E R

1. Heard.

2. Leave granted.

3. Appellant, who is arraigned as Accused No.5 in the FIR No.237/2025 registered for the offences punishable under Sections 20(b)(ii)(c), 25 and 29 of Narcotic Drugs and Psychotropic Substances Act, 1985 (NDPS Act), is seeking for being enlarged on regular bail.

4. On an information received that certain persons have stored Ganja in the premises of Accused No.1 (A1), a search was conducted on 18.06.2026 in the house of A1 and Ganja of 20.900 kgs was found alongwith cash of Rs.1,33,100/-, the appellant herein was also present at the spot. The persons who are supplying the Ganja,

namely, Biki Singh and Shubham, who had traveled in a four wheeler, were also intercepted and recovered 13 kgs of Ganja from them and same being less than commercial quantity, they have been released on bail.

5. Having regard to the fact that mere presence of the appellant herein in the house of A1, he has been apprehended, as to whether he was in active connivance with the other accused persons either in procuring, selling or distributing the contraband, is an issue which will have to be examined by the trial court after considering the evidence that would be tendered by the prosecution. Hence, his continued incarceration, particularly, when chargesheet has been filed, would not be warranted.

6. Accordingly, appeal is allowed. Impugned order is set aside. Appellant is ordered to be released on regular bail on such terms and conditions as the jurisdictional court may deem fit to impose.

7. Pending application(s), if any, shall stand disposed of.

.....J.  
(ARAVIND KUMAR)

.....J.  
(PRASANNA B. VARALE)

New Delhi;  
April 27, 2026.

ITEM NO.15

COURT NO.15

SECTION II-B

S U P R E M E C O U R T O F I N D I A  
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Crl.) No(s). 5965/2026

[Arising out of impugned final judgment and order dated 03-02-2026  
in CRM (NDPS) No. 171/2026 passed by the High Court at Calcutta]

SK. RABBAN

Petitioner(s)

VERSUS

STATE OF WEST BENGAL

Respondent(s)

IA No. 101433/2026 - EXEMPTION FROM FILING C/C OF THE IMPUGNED  
JUDGMENT

Date : 27-04-2026 This matter was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE ARAVIND KUMAR  
HON'BLE MR. JUSTICE PRASANNA B. VARALE

For Petitioner(s) :

Mr. Chand Qureshi, AOR  
Mr. Md.imran Siddiqui, Adv.  
Mr. Mohd Shahzad Ansari, Adv.  
Mr. Mohit Yadav, Adv.  
Mr. Vijay Kumar, Adv.  
Mr. Sundeep Pandhi, Adv.  
Mr. M.tajdar Siddiqui, Adv.  
Mr. Dharendra Kumar Verma, Adv.  
Mr. Shah Alam, Adv.

For Respondent(s) :Mr. Kunal Mimani, AOR  
Mr. Parag Chaturvedi, Adv.  
Mr. Mranal Prajapti, Adv.

UPON hearing the counsel the Court made the following

**O R D E R**

1. Leave granted.
2. Appeal is allowed in terms of the Signed Order placed on the file.
3. Pending application(s), if any, shall stand disposed of.

**(RASHI GUPTA)**  
**COURT MASTER (SH)**

**(AVGV RAMU)**  
**COURT MASTER (NSH)**