



ITEM NO.5

COURT NO.16

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 for Special Leave to Appeal (Crl.) No.1148/2025
[Arising out of impugned final judgment and order dated
04-09-2024 in CRM (NDPS) No. 1382/2024 passed by the High
Court at Calcutta]

ARSAD @ ARSAD ALAM

Petitioner(s)

VERSUS

THE STATE OF WEST BENGAL

Respondent(s)

(IA No. 10564/2025 - CONDONATION OF DELAY IN FILING AND IA
No. 10565/2025 - EXEMPTION FROM FILING C/C OF THE IMPUGNED
JUDGMENT)

Date : 21-02-2025 This matter was called on for hearing
today.

CORAM :

HON'BLE MR. JUSTICE SANJAY KAROL
HON'BLE MR. JUSTICE AHSANUDDIN AMANULLAH

For Petitioner(s) :Mr. Chand Qureshi, AOR
Mr. Mujahid Ahmad, Adv.
Mr. Pankaj Tiwari, Adv.
Mr. Dharendra Kumar Verma, Adv.
Mr. Mohit Yadav, Adv.
Mrs. Aarti Pal, Adv.
Ms. Preeti Chauhan, Adv.
Mrs. Arpana Soni, Adv.
Mr. Vijay Kumar, Adv.

For Respondent(s) :Mr. Kunal Mimani, AOR
Mr. Abhinav Rana, Adv.

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

1 The petitioner seeks leave to challenge the order
dated 04.09.2024 passed by the High Court of Calcutta in
CRM (NDPS) No. 1382/2024.

2. The petitioner was arrested on 27.11.2023 in connection with FIR No.643/2023 registered at P.S. Goalpokher, District Uttar Dinajpur for the offence punishable under Sections 21(c) and 29 of N.D.P.S Act.

3. Having heard learned counsel for the parties, and perused the material placed on record, we are of the considered view that the petitioner has made out case for interference with the impugned order dated 04.09.2024.

4. Considering the totality of circumstances, the fact that the co-accused have been granted anticipatory bail and also the fact that the petitioner is in custody since 27.11.2023, we are inclined to grant bail to the petitioner on such terms and conditions as may be fixed by the Trial Court. Ordered accordingly.

5. To comply with the order, the petitioner shall be produced before the Trial Court forthwith.

6. Needless to add that the petitioner shall cooperate with the trial.

SLP (Crl.) No. 1148/2025

7 Liberty is reserved to the State to move an appropriate application before the Trial Court seeking cancellation of bail should the need so arise, considering the conduct of the petitioner.

8. The Special Leave Petition is disposed of in the aforesaid terms.

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

(RAJNI MUKHI)
ASTT. REGISTRAR-cum-PS

(ANU BHALLA)
COURT MASTER (NSH)