

J.O. CODE : W.B. 719

CNR NO. : WBBD01-000571-2022

Special Case No. 09/2022

Order No. 13

02.06.2022

Today, the case is fixed for production of the accused persons and I.O.'s report.

All the five accused persons, namely Hare Krishna Bala @ Moran Bala, Suvankar @ Suvo Bala and Khambi Singh, Khwairakpam Bungba Singh and Motilal Singh, in J.C., are produced from the J.C. and remanded again to J.C. till further date of production.

A bail-petition has been filed on behalf of all the four accused persons, namely Hare Krishna Bala @ Moran Bala, Suvankar @ Suvo Bala, Khambi Singh and Motilal Singh, praying for their release on bail on the grounds stated therein.

The bail-petition is taken up for hearing.

Heard both sides.

Ld. Advocate for the accused/petitioners, namely Hare Krishna Bala @ Moran Bala, Suvankar @ Suvo Bala and Khambi Singh, Khwairakpam Bungba Singh and Motilal Singh submits that the accused persons are innocent and falsely implicated in connection with this case. According to him, the whole case against Hare Krishna Bala and Suvankar Bala is cooked up because the Seizure List would reveal that 104 gm of cannabis has been recovered from the floor of the abandoned hut in the south-east corner of their house, which is an intermediate quantity.

Ld. P.P.-in-Charge raised strong objection by submitting that a huge commercial quantity of contraband Ganja was alleged to have been recovered from the conscious possession of the accused persons and Hare Krishna Bala and Suvankar Bala are the persons to whom the cannabis would be delivered. Besides, they are engaged in criminal conspiracy with other three accused persons.

Having considered the submissions of Ld. Advocate as well as Ld. P.P.-in-Charge and having perusal of the materials on record, admittedly, it appears that a huge commercial quantity of contraband Ganja was alleged to have been recovered from the conscious possession of the accused persons. So, considering the nature and gravity of the offence and the facts and circumstances as well as concerned provision of law relating to commercial quantity of contraband drugs, I find nothing convincing to enlarge the accused persons on bail at this stage.

Accordingly, the prayer for bail stands rejected at this stage.

To 16.06.2022 for production of the accused persons and I.O.'s report.

Dictated & Corrected by me.

Spl. Judge, 3rd Special Court,
Purba Bardhaman.

Judge, 3rd Special Court (NDPS Act),
Purba Bardhaman.