

C. Case No. 5 of 2016
CNR -WBBB01-000404-2016
JO-WB00052

Order no. & date
16/ 22.03.2021

Accused person, namely, Sk Asraf is produced from J.C. through VC.

Ld. P.P. in-charge and Ld. Defence counsel are present.

Bail petition filed by the Ld. Advocate for the defence is taken up for hearing.

CD is produced.

Heard both sides in details. Perused the materials on record and CD.

This is a case of cultivation of poppy plant illegally by the villagers and cultivators in some plots of land which have been mentioned in written complaint. It also appears from the record that after investigation IO of this case submitted charge sheet before this Court vide CS No. 96/2019 dated 31.12.2019 against 13 accused persons showing absconder on 28.01.2020 and accordingly this Court took cognizance of offence and issued W/A against absconder accused persons. It also appears from the record that ultimately on the basis of W/A the present accused Sk. Asraf was arrested and produced before this Court on 04.03.2021. The document seized by the IO regarding ownership and cultivator in respect of the alleged plots of land where illegal cultivation of poppy was made does not reflect the name of the present petitioner as owner of the said land and he is in custody about 16 days. Other accused persons are absconder. His detention will not serve any purpose.

In such circumstances, I am inclined to release him on interim bail till 14.06.2021 on furnishing bond of Rs. 4,000/- with two sureties of Rs. 2,000/- each to the satisfaction of Ld. C.J.M., Suri, Birbhum i.d. to date.

Let a copy of this order be sent to the Ld. C.J.M., Suri, Birbhum for information and necessary action.

Returned CD.

Dictated & Corrected.

Judge, Special Court,
under NDPS Act, 1st Court,
Suri, Birbhum.

