

**C. Case No. 4/2024**  
**CNR- WBBB01-001724-2024**  
**JO-WB00837**

Order No. & Date

17/ 07.11.2024

The record is put up on the prayer of Ld. Advocate for the accused, Anod Yadav praying for statutory bail on the ground that he has been languishing jail for more than 180 days and no charge sheet has been submitted.

Heard both sides.

Ld P.P. in-charge has submitted that the I.O has already intimated the court in writing that as the chemical examination report of the sample has not been received , he could not file the charge sheet within the statutory period . He has further submitted that the accused is a resident of different state and he will misuse the liberty of bail and will evade to face the trial and may involve in similar kind of offence.

Ld advocate on behalf of of the defence has invited the attention of the court in respect of section 36A(1)(4) of the N.D.P.S Act and has submitted that the conditions laid down in the proviso of that section has not been complied with. He has further submitted that no such report as mandated in that provision has been submitted by the ld P.P. The prayer of I.O regarding extension of time cannot be treated as report and further more in that prayer 'no specific reason for detention' was mentioned.

I have gone through the record.

15000 bottle containing Triprolidene Hydrochloride and Codeine Phosphate were recovered and seized from the accused person.

Undisputedly the accused is a resident of Jharkhand.

From the submission of the ld P.P and from the prayer of the I.O it appears that investigation has almost completed.

Accordingly this court finds that investigation has progressed and there is specific ground for detention of the accused.

Hence it is ordered

that the prayer for bail is rejected .

Fix 20.11.2024 for production.

Dictated & Corrected.

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