

NDPS Case No. 65 of 2024

Present : Sri Mukul Kumar Kundu
Additional Sessions Judge,
1st Court, (NDPS), Cooch Behar.
JO Code No. WB00654,

Order No. 9
dated 20.12.2024

Today is fixed for production and I.O's report.

Accused Majitdul Miya is produced from J.C. and remanded to further J.C till 03.01.2025.

A bail petition is filed on behalf of above accused praying for bail on the ground stated therein.

C.D. is produced.

Ld. PP in charge and the Ld. Lawyer of the accused are present.

Now the bail petition is taken up for hearing.

Heard both sides.

Perused the materials on record and submission.

It is submitted by the Ld. Advocate for the accused that he has been falsely implicated in this case and has a permanent residence in the locality. So, he may be granted bail in any terms and conditions.

Ld. PP in charge opposes the bail prayer of the accused considering the nature of the offence and as the investigation is in progress.

Having heard the submission of both sides and materials on record as well as case diary, I find that this is a case u/s 21(c) of the NDPS Act as 66 bottles of Phensedyl cough syrup bottles were recovered from the possession of the accused person which appears to be commercial quantity and there is sufficient incriminating materials against the accused person. Moreover the case is in progress as the charge-sheet has not yet been submitted. Therefore the bail prayer of the accused may not be allowed at this stage.

Considering all aspects and nature of offence, I am not inclined to enlarge accused on bail at this stage. Hence prayer for bail in respect of accused Majitdul Miya stands rejected.

C.D. be returned.

To 03.01.2025 for production and I.O.'s report.

Dictated & Corrected by,

Sd/-

Sd/-

Addl. Sessions Judge, 1st Court,
(NDPS) Cooch Behar.

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(NDPS) Cooch Behar.