

NDPS Case No. 05 of 2025

Order No. 10

dated 12.03.2025

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

Accused Rafikul Mia is produced from J.C. through V.C. and further remanded to J/C till next date.

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

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

Heard both sides.

It is submitted by the Ld. Advocate for the accused that he has been falsely implicated in this case. He further submits that he will not abscond if granted bail in his favour and thus he prays for allow the bail prayer of the above accused.

Ld. PP in charge opposes the bail prayer of the accused considering the nature of the offence and early stage of investigation.

Perused the materials on record, case diary and submission.

Having heard the submission of both sides and on perusal of the case diary I find that 460 bottles of Phensedyl cough syrup have been seized which for which this case u/s 21(C) of the NDPS Act has been initiated against him for which no such benefit could have been extended to them in view of section 37 of NDPS Act in this regard and there are sufficient incriminating materials for the alleged offence and the investigation is in early stage. Therefore, the bail prayer of the above accused may not be allowed.

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 Rafikul Mia stands rejected.

To 26.03.2025 for production and I.O.'s report.

Dictated & Corrected by,

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

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

JO Code No. WB00654