

ST No. 03(04)2025
NDPS Case No. 07 of 2025

Present : Mukul Kumar Kundu
Additional Dist & Sessions Judge,
1st Court, Sadar, Cooch Behar.
JO Code No. WB00654,

Order No. 7
Dated 07.08.2025

Today is fixed for evidence.

Both the accused persons namely Arun Barman @ Hola and Mintu Barman are produced from J.C. through V.C. and remanded to J.C. till next date.

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

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

One witness namely ASI Bappa Roy is present who has been examined and cross-examined as PW2 and discharged.

Now the bail petition filed today on behalf of the above accused persons is taken up for hearing.

Heard both sides.

Copy served.

It is submitted by the Ld. Advocate for the above accused persons that they have been been falsely implicated in this case and have no nexus with this case and have their respective permanent residence in the locality and if on bail they will not be absconded. So, they may be granted bail in any terms and conditions.

Ld. PP in charge opposes the bail prayer considering the nature of the offence where huge quantity of narcotic substances has been seized from the possession of the accused persons and the I.O. has already submitted charge-sheet in this case.

Having heard the submission of both sides and on perusal of the case record I find that altogether huge quantity of narcotic substances have been seized in this case which is commercial quantity in nature for which no such benefit could have been extended to him in view of section 37 of NDPS Act in this regard and there are sufficient incriminating materials against them for the offence u/s 21(C)/29 of the NDPS Act. Moreover, I.O. has already submitted charge-sheet in this case and therefore the bail prayer of the above accused persons may not be allowed.

Considering all aspects and grievous nature of offence, I am not inclined to enlarge accused on bail. Hence prayer for bail in respect of accused Arun Barman @ Hola and Mintu Barman stands rejected.

As the present schedule is ended today, let a fresh schedule be framed for evidence of remaining witnesses.

To 18.09.2025 for evidence of CSW No. 2

To 19.09.2025 for evidence of CSW No. 4

Issue summons accordingly.

Alamat be produced on the date fixed. Prosecution to take steps.

Dictated & Corrected by,

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

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(NDPS), Cooch Behar.