

Order No. 06

Dt. 25.4.23

Today is fixed for E.R. of W.A.

Accused persons namely Lalit Barman and Ajay Barman appear before court and respectively file two petitions along with their Vokatnama and photocopy of Aadhar Card. Ld. Advocates for the respective accused persons move the respective first petition and submit that their respective petitioner seeks to surrender today. They respectively prayed for acceptance of the said surrender of the respective accused petitioners.

Ld. Advocate for the State prays for passing of necessary order.

Heard both the sides. Perused the petitions. Considered.

The prayer for surrender of the respective accused petitioners is allowed. Let the accused persons namely Lalit Barman and Ajay Barman be taken into custody and remanded to J.C. till the next date. Issue intermediate custody warrant at once. **Recall W.A. at once.**

Ld Advocate for the respective accused person now move the second petition for bail and submit that the respective accused person is totally innocent and has been falsely implicated in this case. They also submitted that the respective accused person was not absconding in this case but was all along staying in his residence within Cooch Behar during the investigation of this case. They further submitted that the respective accused person shall not abscond but would face trial in this case. Ld. Advocate for the respective accused person prayed for bail of the respective accused petitioner under any terms and conditions.

Ld. Advocate for the State raised objection against the prayer for bail.

Heard both the sides. Perused the petitions and materials in the record. Considered.

It is apparent from the materials in the record that the investigation of this case has ended but trial is yet to begin. The CD of this case speaks that a prima facie case of recovery of contraband drug of commercial quantity is made out from the accused person Ajay Barman while material exists for the charge of conspiracy against the other accused Lalit Barman.

Considering the above facts and circumstances, this court is of the opinion that the respective accused persons do not deserve bail at this stage. Hence, the bail petitions of the respective accused petitioners is now dismissed and thus disposed of. Let the next date be fixed for copy supply of prosecution documents.

To 11.5.23 for production and copy supply.

Dictated & Corrected by

Sd/-

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

Sd/-

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Cooch Behar, (NDPS).