

NDPS Case No. 13 of 2022

Order No. 44

dated 27.08.2025

Today is fixed for evidence.

All four accused persons namely Titul Mia, Md. Mister Mia, Boziyar Rahaman and Sopikul Miah on court bail are present.

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

Prosecution files a petition u/s 311 Cr.P.C. praying for summoning Inspector Ravindar Singh, Coy Commander, E Coy 75 Bn BSF as a witness in this case as he is the defacto complainant and his testimony is essential for the adjudication of this case who has not been cited in the charge-sheet as witness by the I.O. inadvertently.

Heard and considered.

On perusal of the case record as well as charge-sheet it appears that the I.O. did not cited the defacto complainant, who happened to be the most vital witness in a case of narcotic drug and psychotropic substances, as witness in the charge-sheet which is gross irregularity on the part of the investigating officer and shall not be entertained.

The matter should be brought to the notice of the Superintendent of Police, Cooch Behar to look into the matter so that such type of irregularity on the part of IO during investigation may not recur.

However, the petition u/s 311 CrPC filed today which is unopposed by the defence counsel is allowed. Let Inspector Ravindar Singh, Coy Commander, E Coy 75 Bn BSF be summoned as witness in this case u/s 311 Cr.P.C.

BC-II is directed to the needful.

One witness namely SI Partha Pratim Roy, the I.O. of this case, appears who is not examined on the prayer of the prosecution and discharged.

No other witness is turned today.

To 24.11.2025 for evidence of Inspector Ravindar Singh.

Issue summons accordingly.

Prosecution to take step.

Let a copy of this order be sent to the Superintendent of Police, Cooch Behar for information and taking necessary action.

Dictated & Corrected by,

Sd/-

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

Sd/-

Addl. Sessions Judge, 1st Court,
(NDPS) Cooch Behar.
JO Code No. WB00654

No. 1348 Date: 29.08.2025

Copy forwarded for information and taken necessary action to :

The Superintendent of Police, Cooch Behar

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