

Order No. 04 dt. 26.02.24

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

Accused persons namely Rejjak Ali, Arshad Ali, Baijur Rahaman and Anichur Rahaman are produced from J.C. today. I.O.'s report is not found filed. The accused persons are remanded back to J.C. till the next date. The record is now taken up for hearing of the bail petition filed on behalf of Rejjak Ali and Arshad Ali on the last date and fixed on this day for hearing.

Ld. Advocate for the accused persons submitted that the accused persons are innocent and have been falsely implicated in this case. He prayed for bail for the accused petitioners under any terms and conditions.

Ld. P.P. In-charge raises objection to the said prayer for bail.

Heard both the sides. Perused the petition and the record. Considered.

It appears from the materials in the C.D. that the present accused persons are prima facie liable of having committed the offence u/s 20(b)(ii)(C) of the NDPS Act relating to carrying of ganja of commercial quantity without any supporting document which is a grave offence. The investigation of this case is at an early stage. Hence, considering the above facts and circumstances and nature and gravity of the offence alleged to have been committed by the petitioners, I am not inclined to enlarge the accused persons on bail at this stage. Hence, prayer for bail is considered and rejected. The other bail petition filed on behalf of Baijur Rahaman and Anichur Rahaman on the last date and fixed for hearing on this day is rejected being not pressed by the Id Advocate on behalf of the said accused persons.

One seizure list along with copy of air ticket and one transaction detail has been filed on this day by the I.O. of this case through the Id Advocate for the State who prayed for keeping the same in the instant record which is allowed. Let the said documents be kept in the instant record.

To 11.3.24 for production and I.O.'s report.

Dictated & Corrected by,

Sd/-

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

Sd/-

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Cooch Behar, (NDPS).