

NDPS Case No. 33 of 2026

Present : Sri Nirvan Khesong
Ld. District & Sessions Judge,
Cooch Behar
JO Code No. WB00662
In-Charge of
The Addl. Sessions Judge, 1st Court,
(NDPS) Cooch Behar.

Order No. 22
dated 30.03.2025

Record is put up today on the strength of a put up petition filed on behalf of custody accused Azad Ali Bepari and Sapiyar Ali @ Sopian Ali praying for bail on the ground stated therein.

Copy served.

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

Now the bail petition is taken up for hearing.

Heard both sides.

It is submitted by the Ld. Advocate for the accused persons that they have been falsely implicated in this case and will not abscond if granted bail in their favour. So, they may be granted bail in any terms and conditions.

Ld. PP in charge opposes the bail prayer of the accused person considering the nature of the offence and charge-sheet has already been submitted in this case.

Perused the materials on record and submission.

Having heard the submission of both sides and on perusal of the case record I find that huge quantity of narcotic substances (456 gram of Yaba tablets like substances) have been allegedly recovered from the possession of the accused. Since the seized narcotic substances is commercial quantity in nature for which no such benefit could be extended to them in view of section 37 of NDPS Act in this regard and there are sufficient incriminating materials against the accused person. Moreover, the charge-sheet u/s 21(C)/29 of the NDPS Act has already been submitted in this case after completion of investigation and next date is fixed for framing of charge. Therefore, if the accused is released on bail, there will be every chance of hampering the trial of this case.

Considering recovery of commercial quantity of Narcotic substances and gravity of offence, I am not inclined to enlarge accused persons on bail at this stage. Hence prayer for bail in respect of accused Azad Ali Bepari and Sapiyar Ali @ Sopian Ali stands **rejected**.

Todate (16.05.2026) for production & consideration of charge.

Dictated & Corrected by,

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

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