

NDPS Case No. 14 of 2025

Order No. 5
dated 10.04.2025

Today is fixed for production & I.O.'s report.

Accused Shakti Nath Bhowmik, Rajat Kanti Chowdhury, Sanju Bhowmik and Madan Sen are produced from J.C. through V.C. and remanded to further J/C till next date.

I.O. SI Ashok Majumder of Kotwali PS appears with case diary.

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

Ld. PP in charge and Ld. Advocates for the accused persons are present.

Copy served.

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 have permanent residence in the locality and they 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 considering the nature of the offence and the investigation is going on.

Perused the materials on record and submission.

Having heard the submission of both sides and on perusal of the case record I find that this is a case u/s 20(b)(ii)(C)/25/29 of the NDPS Act as huge quantity of narcotic substances have been allegedly recovered from the possession of the accused persons 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 these accused persons. Moreover the investigation is in progress and therefore the bail prayer of the accused may not be allowed.

Under the above circumstances and considering the nature of offence, I am not inclined to enlarge accused on bail. Hence prayer for bail in respect of accused Shakti Nath Bhowmik, Rajat Kanti Chowdhury, Sanju Bhowmik and Madan Sen stands rejected.

CD be returned.

To 24.04.2025 for production & I.O.'s report.

Dictated & Corrected by,

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

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(NDPS) Cooch Behar.
JO Code No. WB00654