

NDPS Case No. 33 of 2024

Order No. 2
dated 29.08.2025

Today is fixed for evidence.

Accused Surubala Barman is produced from J.C. through V.C. and remanded to further J.C till next date.

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

Copy served.

Ld. Special PP for NCB and the Ld. Lawyer of the accused are present.

One witness Suresh Kumar Singh is present and is examined and cross-examined as PW-1 and discharged. Some documents have been marked as exhibit P-1 (objected to), exhibit P-2/1, exhibit P-3, exhibit P-4, exhibit P-5/1, exhibit P-6/1, exhibit P-7/1, exhibit P-8, exhibit P-9, exhibit P- P-9/1 and exhibit P-10 (objected to).

Now the bail petition is taken up for hearing.

It is submitted by the Ld. Advocate for the above accused person that she has no nexus with the alleged offence and has been falsely implicated in this case. He further submits that she is in custody since long. So, she may be granted bail in any terms and conditions.

Ld. PP in charge opposes the bail prayer considering the nature of the offence where huge quantity of narcotic substances were seized and the the charge-sheet has already been submitted in this case.

Heard both sides.

Perused the materials on record and submission.

Having heard the submission of both sides and materials on record as well as on perusal of case record I find that there is sufficient incriminating materials for the offence u/s 21(C) of the NDPS Act against the accused person when huge quantity of Phensedyl cough syrup containing coding phosphate have been seized which is commercial quantity in nature for which no such benefit could have been extended to them in view of section 37 of NDPS Act in this regard. Moreover, one witness has been examined till today and remaining witnesses are yet to be examined. If the bail is granted to the accused, there is every chance of hampering the trial of the case. Therefore the bail prayer of the accused may not be allowed at this stage.

Considering all aspects and grievous nature of offence, I am not inclined to enlarge accused on bail at this stage. Hence prayer for bail in respect of accused Suru Bala Barman stands rejected.

To 13.11.2025 for production and evidence of CSW No. 2.

Issue summons accordingly.

Prosecution to take step.

Dictated & Corrected by,

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

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Cooch Behar, (NDPS).