

NDPS Case No. 64 of 2024

Present : Mukul Kumar Kundu
Additional Sessions Judge,
1st Court, (NDPS), Cooch Behar.
JO Code No. WB00654

Order No. 16
dated 07.03.2025

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

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

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

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

Copy served.

Now the bail petition is taken up for hearing.

Heard both sides.

It is submitted by the Ld. Advocate for the accused that he has been falsely implicated in this case and has a permanent residence in the locality. So, he may be granted bail in any terms and conditions.

Ld. PP in charge oppose the bail prayer considering the nature of offence and investigation is in progress.

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)/29 of the NDPS Act and more than 42 kg of ganja as reported by prosecution, appears to be commercial in nature, has been seized from the possession of the accused person for which no such benefit could have been extended to him in view of section 37 of NDPS Act in this regard. Apart from that there are sufficient incriminating materials for the alleged offence. 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 at this stage. Hence prayer for bail in respect of accused Anarul Miah stands rejected.

To 20.03.2025 for production and I.O.'s report.

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