

NDPS Case No. 37 of 2025
(PTN No. WBCB01P0000032025)

Order No. 19

dated 07.07.2025

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

Accused Sujan Barman, Tapan Barman and Amrit Barman are produced from J.C. through V.C. and remanded to further J/C till next date.

Remaining accused person Nirmal Sharma @ Nirmal Shamma is on court bail is present by filing haizra.

A bail petition is filed today on behalf of above accused Amrit Barman praying for bail on the ground stated therein. No bail petition is filed on behalf of accused Sujan Barman and Tapan Barman as submitted by their Ld. Advocate.

Copy served.

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

Now, the bail petition filed on behalf of above accused Amrit Barman is taken up for hearing.

Heard both sides.

It is submitted by the Ld. Advocates for the above accused person that he has been falsely implicated in this case and has permanent residences 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 the offence where sufficient quantity of narcotic substances were seized and the investigation is in progress.

Perused the materials on record, case diary and submission.

Having heard the submission of both sides and on perusal of the case record I find that 29.365 kg of ganja like substance has allegedly been 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 the accused person u/s 20(b)(ii)(C)/25/28/29 of the NDPS Act. Moreover, charge-sheet has already been submitted. Therefore the bail prayer of the above accused persons may not be allowed.

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

As the accused persons are not produce physically, copy could not serve.

To 24.07.2025 for production of the accused persons physically, appearance and supply of copies.

Dictated & Corrected by,

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

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Cooch Behar, (NDPS).