

NDPS Case No. 42 of 2024

Present : Sri Deepto Ghosh,
Additional Sessions Judge,
1st Court, (NDPS), Cooch Behar, In-charge
JO Code No. WB00841,

Order No.14
dated 12.11.2024

ORDER REGARDING PRAYER OF POLICE CUSTODY

On the basis of production warrant accused Sanjay Kumar Patel is produced before the court from Jalpaiguri District Correctional Home.

He is taken into custody and remanded to J/C.

Now the record is taken up for consideration of prayer **of fourteen days** police remand in respect of of accused Sanjay Kumar Patel as sought for by the I.O.

I.O. SI Kishun Kerketta of STF, West Bengal has appeared by producing case diary and has prayed for **fourteen days** police custody of above named accused person in connection with this case which has been recommended and forwarded by his superior officer.

Heard both sides.

Having heard the submission and on perusal of the prayer of P.C. as well as case diary it appears that I.O. has prayed **for fourteen days** P.C. in order to arrest of other involved accused persons and receiver at Cooch Behar, to identify the places and to arrest persons from whom he had procure the phensedyl from the different parts of Madhya Pradesh as well as other states, to recover more contraband articles, to unearth the racket of his interstate drug trafficking organized crime syndicate and to recover more materials evidences which has been forwarded and recommended by the Superior Police Officer. The prayer as sought for by the I.O is necessary for the purpose of investigation and the same should be allowed in the interest of investigation. Accordingly prayer of I.O as sought for in respect of accused Sanjay Kumar Patel, aged about 28 years for **police remand is allowed only for twelve days** instead of fourteen days from this day and produce him before the Court of Ld CJM, Cooch Behar on 24.11.2024 from P.C and before this court on 25.11.2024.

Accordingly I.O. SI Kishun Kerketta of STF, West Bengal is hereby directed to not to make any type of torture upon the accused person namely Sanjay Kumar Patel **both** physical or mental during the period of P.C. and to take necessary arrangement of medical examination of the aforesaid accused person at any Govt. Hospital in 48 hours interval and to produce him before the Court of Ld. CJM

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Cooch Behar on **24.11.2024** from P.C. He is also directed to examine the accused person medically in any Govt. hospital before his production in Court and follow the guideline of the Hon'ble Apex Court and Human Rights Commission strictly during the P.C. period.

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No bail petition is filed today on behalf of accused.

An objection petition is filed by I.O through Ld. P.P in charge and the same be kept with the case record at this stage as no bail petition is filed.

I.O SI Kishun Kerketta of STF, West Bengal files another petition through Ld. P.P in charge for seeking permission for pretrial disposal of the contraband seized in connection with Kotwali P.S Case No.731/24, dated 16.07.2024 U/s-21 (C)/25/29 of NDPS Act & NDPS Case No. 42/24 and the same be kept with the record for placing before regular P.O as and when he resumes.

To 25.11.2024 for production and I.O's report.

Let the diary be returned to the I.O at once.

Let copy of this order be handed over to the I.O. S.I. Kishun Kerketta of STF, West Bengal and Superintendent District Correctional Home, Jalpaiguri for information and taking necessary action.

Dictated & Corrected by,

Sd/-D.Ghosh

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

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(NDPS) Cooch Behar, I/C.