

NDPS Case No. 46 of 2024

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

Order No. 11
dated 06.11.2024

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

Accused Majdul Miya @ Majidul Miya and Hamidul Rahaman are produced from J.C. and remanded to further J.C till 19.11.2024.

Two separate bail petitions along with Vakalatnama of accused Majidul Miya are filed on behalf of above accused persons praying for bail on the ground stated therein.

Copy served.

I.O. is present along with case diary.

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

Now both the bail petitions are taken up for hearing.

Heard both sides.

Perused the materials on record and submission.

It is submitted by the Ld. Advocates 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 bail is granted 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 accused Hamidul Rahaman was associated with the owner of the alleged vehicle for carrying the narcotic substance.

I.O. submits that the ownership of the alleged seized vehicle has been established and investigation is going on and oppose the bail prayer of the above accused persons.

Having heard the submission of both sides and materials on record I find that this is a case u/s 21(c)/29 of the NDPS Act and investigation is in progress. The nature of offence is grievous as huge quantity of Escuf Cough syrup bottles were seized and there are sufficient incriminating materials against the accused person. Hence the bail prayer may not be allowed.

Considering all aspects and nature of offence, I am not inclined to enlarge accused on bail. Hence prayer for bail in respect of accused Majdul Miya @ Majidul Miya and Hamidul Rahaman stands rejected.

Let a case diary be returned and called for further.

To 19.11.2024 for production, I.O.'s report and CD.

Dictated & Corrected by,

Sd/-

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

Sd/-

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