

NDPS Case No. 49 of 2024

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

Order No. 5
dated 25.09.2024

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

Accused Santana Barman is produced from J.C. and remanded to further J.C till 03.10.2024.

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

Copy served.

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

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 memo arrest is not prepared as per law. So, he 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.

Perused the materials on record and submission.

Having heard the submission of both sides and materials on record I find that this is a case u/s 21(c) of The NDPS Act and investigation is in progress. It is found that 37 number of Phensedyl cough syrup bottles were seized during investigation which is above commercial quantity and there is prima facie materials against the accused person and therefore the bail prayer of the accused person may not be allowed.

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

Let a case diary be called for.

To 03.10.2024 for production, I.O.'s report and CD.

Dictated & Corrected by,

Sd/-

Sd/-

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

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Cooch Behar, (NDPS).