

NDPS Case No. 79 of 2025

Present : Sri Nirvan Khesong
Ld. District & Sessions Judge,
Cooch Behar
JO Code No. WB00662
In-Charge of
The Addl. Sessions Judge, 1st Court,
(NDPS) Cooch Behar.

Order No. 7
dated 27.03.2026

Record is put up today on the prayer of custody accused Bijay Kumar Jaiswara with a petition praying for bail on the ground as stated therein.

Copy served.

Ld. PP in charge and Ld. Advocate for the accused person are present.

Now the bail petition is taken up for hearing.

Heard both sides.

It is submitted by the Ld. Advocate for the accused Bijay Kumar Jaiswara that he has been falsely implicated in this case and will not abscond if granted bail in his favour. 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 and the charge-sheet has already been submitted.

Perused the materials on record and submission.

Having heard the submission of both sides and on perusal of the case record as well, I find that this is a case u/s 20(b)(ii)(C)/25/29 of the NDPS Act as huge quantity of narcotic substance (29 kg Ganja like substances) have been allegedly recovered from the possession of the accused persons which is commercial quantity in nature for which no such benefit could have been extended to them in view of section 37 of NDPS Act in this regard. Moreover the charge-sheet has already been submitted and the case is at the evidence stage. Therefore the bail prayer of the accused may not be allowed.

Considering recovery of commercial quantity of Narcotic substances and gravity of offence as well as early stage of investigation, I am not inclined to enlarge accused person on bail at this stage. Hence prayer for bail in respect of accused Bijay Kumar Jaiswara stands rejected.

Todate (15.05.2026) for production & evidence as per schedule.

Dictated & Corrected by,

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

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(NDPS) Cooch Behar.