

Order No.4, dt.25.08.17.

Accused Pintu Das is produced from J.C and remanded again to J.C till further date of production.

A bail petition has been filed on behalf of the accused praying for his release on bail on the ground stated therein.

Heard Ld. Advocate for the accused and Ld. P.P in-charge for the prosecution.

Ld. Advocate for the accused submits that the accused is totally innocent and has been falsely implicated in this case. He had no nexus with the alleged offence. So, he may be released on bail on any condition.

Ld. P.P in-charge strongly opposed the prayer for bail by submitting that commercial quantity of contraband articles alleged to be recovered from the possession of the accused person.

Having heard the submission of Ld. Advocate for the accused person as well as Ld. P.P in-charge and having perusal of the FIR, seizure list and other materials on record, prima facie when it appears that contraband article i.e. ganja which are commercial quantity in nature, alleged to be recovered from the possession of the accused person. So, considering the nature and gravity of the offence, I find nothing convincing to enlarge the accused person on bail at this stage. So, his prayer for bail is rejected.

Received a letter from the Director, State Drug Control & Research Laboratory, Kolkata with an information about their inability to conduct analysis of the drug sample due to suffering from the problem of scarcity of analyst and also requested to send the sample to any other state Forensic Laboratory or Central Forensic Science Laboratory for analysis and report.

Let the letter with such request be kept with the record.

The I.O of this case is accordingly to do needful for sending the sample to any other State Forensic Laboratory or Central Forensic Science Laboratory.

Inform I.O accordingly.

To **07.09.17** for production and I.Os report.

Dictated & Corrected by,

Sd/-

**Addl. Sess. Judge 1<sup>st</sup> Court,  
Cooch Behar(NDPS).**

Sd/-

**Addl. Sess. Judge, 1<sup>st</sup> Court,  
Cooch Behar(NDPS).  
Dt. 25.08.17.**