

NDPS Case No. 69 of 2024

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

Order No. 7
dated 02.12.2024

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

Accused **Deldar Mia** is produced from J.C. and remanded to further J.C till 13.12.2024.

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

Copy served.

CD produced.

Now the bail petition is taken up for hearing.

Heard both sides.

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

It is submitted by the Ld. Advocates for the above accused person that he has been falsely implicated in this case and is the sole earning member of his family and he will not abscond if granted bail in his favour. Therefore, the accused person may be granted bail at any terms and conditions.

Ld. PP in charge vehemently opposes the bail prayer considering the grievous nature of offence when huge number of phensedyl cough syrup was recovered and seized which is commercial quantity.

Perused the case record and submission.

On perusal of the case record it appears that this is a case u/s 21(C) of the NDPS Act and there are sufficient incriminating materials for the alleged offence where about 2385 phensedyl cough syrup were seized which is commercial quantity in nature and there are sufficient incriminating materials against the accused persons. Therefore, bail prayer of the above accused persons may not be allowed.

Considering all aspects and nature of offence regarding commercial quantity of narcotic substance, I am not inclined to enlarge accused persons on bail at this stage. Hence prayer for bail in respect of accused **Deldar Mia** stands rejected.

Let a CD be returned.

To 13.12.2024 for production and I.O.'s report.

Dictated & Corrected by,

Sd/-

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

Sd/-

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(NDPS) Cooch Behar.