

NDPS Case No. 69 of 2024

Order No. 7  
dated 13.12.2024

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 25.12.2024/03.01.2025 on account of ensuing Christmas vacation started from 25.12.2024 to 01.01.2025.

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

Copy served.

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 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 and as investigation is still pending.

Perused the case record and submission.

Having heard the submission and on perusal of the case record it appears that about 2385 phensedyl cough syrup were seized which is commercial quantity in nature has been seized from the possession of the accused person for which case u/s 21(C) of the NDPS Act was initiated against him and there are sufficient incriminating materials for the alleged offence. Apart from that investigation is in early stage. Therefore, bail prayer of the accused may not be allowed.

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

Let a CD be called for.

To 25.12.2024/03.01.2025 for production and I.O.'s report.

Dictated & Corrected by,

Sd/-

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

Sd/-

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