

NDPS Case No. 69 of 2024

Order No. 10
dated 29.01.2025

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

Accused Deldar Mia is produced from J/C through V.C. and remanded to further J/C till 12.02.2025.

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.

On the contrary Ld. PP in charge opposes the bail prayer considering the nature of offence and the investigation is going on.

Having heard the submission and on perusal of the case record it appears that altogether 2385 number of phensedyl cough syrup bottles which is commercial quantity in nature have been recovered in this case for which this case under section 21(C) of the NDPS Act was initiated against him and no such benefit could have been extended to him in view of section 37 of NDPS Act in this regard. Apart from that there are sufficient incriminating materials for the alleged offence against him and the investigation is in progress. Therefore the bail prayer of the above accused may not be allowed.

Considering the nature of offence as well as the investigation is in progress, 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.

To 12.02.2025 for production and I.O.'s report.

Dictated & Corrected by,

Sd/-

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

Sd/-

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

JO Code No. WB00654