

NDPS Case No. 77 of 2024

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

Order No. 5
dated 21.11.2024

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

All the four accused Subhankar Mandal is produced from J.C. and remanded to further J.C till 04.12.2024.

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

Copy served.

Ld. PP in charge and the Ld. Lawyer of 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 person that the accused person is innocent and has been falsely implicated in this case. He further submits he will not be abscond if on bail. Therefore, the accused person may be granted bail at any terms and conditions.

Ld P.P in charge opposes the bail prayer considering the nature of offence and CD is not available.

Perused the materials on record as well as case diary and submissions.

Having heard the submission of both sides and materials on record, I find that there are sufficient incriminating materials for the offence 20(b)(ii)(C)/25/29 of NDPS Act against the above accused person and investigation is going on. Apart from that CD is not available as reported by the prosecution. Therefore without perusing the case diary it would not be wise to consider the bail petition.

Considering all aspects and nature of offence, I am not inclined to enlarge the accused persons on bail. Hence prayer for bail in respect of above accused Subhankar Mandal stands rejected.

Let a C.D be called for.

To 04.12.2024 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.