

NDPS Case No. 77 of 2024

Order No. 14

dated 11.02.2025

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

Accused Bharat Barman and Subhankar Mandal are produced from J.C. through V.C. and remanded to further J.C till 25.02.2025

A bail petition is filed today for the above accused persons praying for bail on the ground as stated therein.

Copy served.

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

Now the bail petition is taken up for hearing.

Heard both sides.

Perused the materials on record and submission.

It is submitted by the Ld advocate for the accused persons that the accused persons is innocent and have been falsely implicated in this case. He further submits that the accused persons will not be abscond if on bail. Therefore, the accused persons may be granted bail at any terms and conditions.

Ld. PP in charge opposes the bail prayer of the accused considering the nature of the offence and early stage of investigation.

Perused the materials on record as well as the submission.

Having heard the submission of both sides and materials on record I find that this is a case u/s 20(b)(ii)(C)/25/29 of the NDPS Act and investigation is in progress. Moreover in this case as per written complaint huge quantity of ganja like substance (22 kg) have been seized which appears to be commercial quantity in nature for which no such benefit could have been extended to him in view of section 37 of NDPS Act in this regard. Apart from that investigation is in progress and there are sufficient incriminating materials against the accused persons. Therefore bail prayer of the accused persons may not be allowed.

Considering all aspects and grievous nature of offence, I am not inclined to enlarge accused on bail at this stage. Hence prayer for bail in respect of accused Bharat Barman and Subhankar Mandal stands rejected.

To 25.02.2025 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.  
JO Code No. WB00654,