

NDPS Case No. 117 of 2025

Order No. 17
dated 03.11.2025

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

Accused Mosharaf @ Mosarob Hossain is produced from J.C. through V.C. and remanded to further J.C. till next date.

Ld. PP in charge and Ld. Advocate for the accused person are present.

A bail petition along with fresh vakalatnama is filed on behalf of above accused person praying for bail on the ground as stated therein.

Copy served.

Now the bail petitions is taken up for hearing.

Heard both sides.

It is submitted by the Ld. Advocate for the accused that he has been falsely implicated in this case and has permanent residence in the locality and he will not abscond if granted bail in his favour. So, he may be granted bail in any terms and conditions.

Ld. PP in charge opposes the bail prayer of the accused considering the nature of the offence and charge-sheet has already been submitted in this case.

Perused the materials on record, case record and submission.

Having heard the submission of both sides and on perusal of the case diary I find that this is a case u/s 20(b)(ii)(C) of the NDPS Act huge quantity of narcotic substances have been allegedly recovered from the possession of the accused person which is 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 and there are sufficient incriminating materials against the accused person. Moreover the charge-sheet has already been submitted in this case and therefore the bail prayer of the accused may not be allowed.

Under the above circumstances and considering the nature of offence, I am not inclined to enlarge accused on bail. Hence prayer for bail in respect of accused Mosharaf @ Mosarob Hossain stands rejected.

To 03.12.2025 for physical production and supply of copy.

Dictated & Corrected by,

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

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(NDPS) Cooch Behar.
JO Code No. WB00654