

NDPS Case No. 127 of 2024

Order No. 3

dated 03.01.2025

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

Accused Ram Prasad Sarkar and Budu Sarkar are produced from J.C. through V.C. and remanded to further J.C till 16.01.2025.

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

Ld. PP in charge and the Ld. Lawyers of the accused persons are present.

CD is not produced.

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. Advocates for the above accused person that they have been falsely implicated in this case and have permanent residents and they will not abscond if granted bail in their favour. 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 investigation is in progress.

Having heard the submission of both sides and materials on record, I find that altogether 13.86 kg of ganja like substance which is commercial quantity in nature have been seized from the accused persons for which a case u/s 20(b)(ii)(B) of the NDPS Act has been initiated against the accused persons and there are sufficient incriminating materials for the alleged offence. Moreover the investigation is going on and therefore the bail prayer of the accused may not be allowed at this stage.

Under the above circumstances and considering all aspects and nature of offence, I am not inclined to enlarge accused person on bail at this stage. Hence prayer for bail in respect of accused persons Ram Prasad Sarkar and Budu Sarkar stands rejected.

To 16.01.2025 for production of the accused persons from J.C. through Video Conference & 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