

**In the Court of Special Judge (under NDPS ACT)-cum-Additional District &
Sessions Judge 3rd Court, Dakshin Dinajpur at Balurghat.
NDPS Case No. 90 of 2023 (CIS NO-90/2023)**

CNR Number : WBDD01-003037-2023

**Present: Shri. Santosh Kumar Pathak, in-charge of Special Judge (under NDPS ACT)-cum-
Additional District & Sessions Judge 3rd Court, Dakshin Dinajpur at Balurghat. (JO Code :
WB00830)**

Ref: Gangarampur P.S.Case No. 537/2023 dated 24.11.2023 U/s
21(c)/22(c)/23(c)/27A/28/29 of NDPS Act, 1985.

State Vs Emdadul Miah

ORDER NO. 01
24-11-2023

Accused person namely Emdadul Miah is produced before this Court from Gangarampur P.S along with along formal FIR, Forwarding of P.S, Re-seizure List of P.S, Memo of arrest, Inspection memo duly endorsed by Medical Officer, Gangarampur Sub-Divisional Hospital and accused challan. Let the documents be kept with the case record.

Accused person namely Emdadul Miah is taken into custody.

Let the case be registered against the accused person as NDPS Case.

A bail petition along with Vokatnama is filed for accused person upon serving copy.

Ld. LADCS prays for bail of the accused on the grounds of non-absconion which is opposed by the Ld. P.P. as the case at investigation stage.

Upon consideration of the submission of both sides and considering the mandatory bar under the provision of NDPS Act, the prayer for bail of accused Emdadul Miah is hereby rejected.

CD is produced. I.O is present. Heard I.O.

Perused the CD and the forwarding report produced today by the police wherein the police has prayed for Police Custody for the accused Emdadul Miah for 10 days by SI Samir Karmakar of Gangarampur P.S duly forwarded & recommended by superior authorities on the grounds stated therein and seen by Ld.P.P.

Considering the materials available in the CD, and to co-operate the police for securing the arrest of other associates and also recover of more contraband, the prayer of police custody of the accused person namely Emdadul Miah is hereby allowed for Five (05) days.

Contd.....ORDER NO. 01

24-11-2023

I.O. is directed to ensure that utmost care and caution be taken so that the accused person is not manhandled in any manner whatsoever and to provide him with all possible medical assistance if needed, during the period of police remand. The accused person must be taken for medical check up on each day during police remand.

I.O. is further directed to observe strictly the guidelines set out by the Hon'ble Apex Court of India in this behalf regarding police custody in D. K. Basu Vs State of West Bengal (1997) 1 SCC 416.

Accused person namely Emdadul Miah is hereby remanded to **Police Custody till 28-11-2023.**

To **28-11-2023** for production of the accused person namely Emdadul Miah from Police Custody with P.C Report and report in final form.

Let a copy of this order be handed over to I.O. SI Samir Karmakar of Gangarampur P.S.

Dict & Corr by

**Special Judge (under NDPS ACT)-
cum-ADJ, 3rd Court,
Balurghat,Dakshin Dinajpur.**

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cum-ADJ, 3rd Court,
Balurghat,Dakshin Dinajpur.**