

**In the Court of Special Judge (under NDPS ACT)-cum-Additional District & Sessions Judge 3rd Court, Dakshin Dinajpur at Balurghat.
NDPS Case No. 57 of 2023 (CIS NO-57/2023)**

CNR Number : WBDD01-001969-2023

Present: Shri. Manoj Kumar Prasad, Special Judge (under NDPS ACT)-cum-Additional District & Sessions Judge 3rd Court, Dakshin Dinajpur at Balurghat. (JO Code : WB00779)

Ref: Hili P.S.Case No. 125/2023 dated 25.07.2023 U/s 21(c)/22(c)/23(c)/27A of NDPS Act, 1985.

State Vs Latafat Hussain Mondal & Soyel Mondal

ORDER NO. 01
26-07-2023

Accused persons namely **Latafat Hussain Mondal & Soyel Mondal** are brought under arrest from Balurghat P.S along with along formal FIR, written complain of BSF, Forwarding of P.S, Seizure Memo of BSF, Re-seizure List of P.S, Memo of arrest, Inspection memo duly endorsed by Medical Officer, Balurghat District Hospital and accused challan. Let the documents be kept with the case record.

Accused persons namely **Latafat Hussain Mondal & Soyel Mondal** are 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 persons upon serving copy.

Ld. Advocate prays for bail of the accused persons on the grounds of non-absconsion 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 persons **Latafat Hussain Mondal & Soyel Mondal** are 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 **Latafat Hussain Mondal & Soyel Mondal** for 12 days by SI Goutam Mondal of Hili 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, it appears that there is chance of further recovery of contraband articles and arrest other accused persons involving the crime. Therefore, considering all P.C prayer is allowed. In my view 3 days P.C

will be justified in this case. Hence, 3 (three) days P.C. prayer of the accused persons namely **Latafat Hussain Mondal & Soyel Mondal is allowed.**

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 them with all possible medical assistance if needed, during the period of police remand. The accused persons 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 persons namely **Latafat Hussain Mondal & Soyel Mondal are** hereby remanded to **Police Custody till 28-07-2023.**

To **28-07-2023** for production of the accused persons namely **Latafat Hussain Mondal & Soyel Mondal** 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 Goutam Mondal of Hili P.S.

Dict & Corr by

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

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