

**In the Court of Additional District & Sessions Judge, 3rd Court,
Dakshin Dinajpur at Balurghat.
Special Case No. 30 of 2018**

**Present: K. K. Agarwal, Additional District & Sessions Judge, 3rd Court Dakshin Dinajpur
at Balurghat**

**Order No. 18
18-01-2019**

The case record is put up today on the basis of put up petition filed by the Ld.Advocate on behalf of the accused namely Rahul Ray. One fresh vakalatnama has been filed.

One bail application has been filed on behalf of the accused person namely Rahul Ray along with the put up petition. Copy served upon Ld.P.P in Charge.

It is submitted by the Ld.Advocate of the accused that the present accused person is in Judicial Custody since 16-07-2018 and as on date 186 days has elapsed and till date no report in final form(Charge Sheet) has been submitted by the prosecution and as such the present accused person is entitled to bail under the provisions of law. It is also further submitted by the Ld.Advocate of the accused that the prosecution has neither filed any application indicating the stage of investigation nor prayed for extension of time seeking for investigation within 180 days of the arrest of the present accused person.

Upon hearing the submissions made by the Ld.Advocate of the accused person, it is submitted by the Ld. P.P in Charge that it is a fact that the present accused person is in judicial custody for more than 180 days and

as such Ld.P.P in Charge has no objection if the Ld.Court considers the prayer for bail of the present accused person.

Heard both sides.

Perused the materials available on record where from it appears that accused person is in judicial custody since 16-07-2018 and more than 180 days has elapsed and the present accused person has been languishing behind the bar and charge sheet has not been submitted in this case. As such the accused person is entitled to be released on bail. Hence it is,

ORDERED

That accused Rahul Ray may be released on bail upon furnishing bond of Rs.6000/-(Rupees Six Thousand) with two registered sureties of like amount i.e Rs.3000/- each, subject to the satisfaction of Ld.C.J.M, Dakshin Dinajpur at Balurghat on condition that the present accused person shall appear before this court on every date of hearing and shall not intimidate witnesses or tamper with evidence in any manner whatsoever

Let a copy of this order be communicated to Ld.C.J.M,Balurghat.

If on bail to date for appearance.

Dict & Corr by

Special Judge,NDPS Act

Special Judge,NDPS Act