

CHARGES WITH SEVEN HEADS**[No. XXVII (II), SCHEDULE V, ACT V, 1808]****Sections 221, 222, 223, Code of Criminal Procedure.****I, (i) Shri Debarghya Biswas ,
Additional District & Sessions Judge, 3rd Court -cum-ADJ,
Special (NDPS) Court,
Balurghat, Dakshin Dinajpur.****hereby charge you ⁽²⁾****as follows:-****Tapas Pal, Mahadeb Sarkar, Rasu Sarkar @
Rashu Sarkar and Sakoyat Mondal @ Saukat
Pramanik**

Firstly---- That on 18.11.2023 at about 22.20 hrs Dhalpara near BP No. 290/10-S, under PS Hili, Dakshin Dinajpur BSF personnel of Bhimpur BOP apprehended Tapas Pal and found that tried to smuggle of 50 Nos. of Fairdyl bottles containing "Codeine and chlorpheniramine" amounting to commercial quantity with the help of Mahadeb Sarkar, Rasu Sarkar @ Rashu Sarkar, Sakoyat Mondal @ Saukat Pramanik without any valid documents for the purpose of sell or transport and you all have thereby committed an offence punishable **U/S.21(C) of the Drugs and Cosmetic Act, 1940** and within my cognizance.

And I hereby direct that you be tried by this Court on the said charge.

Secondly---- That on 18.11.2023 at about 22.20 hrs Dhalpara near BP No. 290/10-S, under PS Hili, Dakshin Dinajpur BSF personnel of Bhimpur BOP apprehended Tapas Pal and found that tried to smuggle of 50 Nos. of Fairdyl bottles containing "Codeine and chlorpheniramine" amounting to commercial quantity with the help of Mahadeb Sarkar, Rasu Sarkar @ Rashu Sarkar, Sakoyat Mondal @ Saukat Pramanik without any valid documents for the purpose of sell or transport and you all have thereby committed an offence punishable **U/S.22(C) of the Drugs and Cosmetic Act, 1940** and within my cognizance.

And I hereby direct that you be tried by this Court on the said charge.

Thirdly---- That on 18.11.2023 at about 22.20 hrs Dhalpara near BP No. 290/10-S, under PS Hili, Dakshin Dinajpur BSF personnel of Bhimpur BOP apprehended Tapas Pal and found that tried to smuggle of 50 Nos. of Fairdyl bottles containing "Codeine and chlorpheniramine" amounting to commercial quantity with the help of Mahadeb Sarkar, Rasu Sarkar @ Rashu Sarkar, Sakoyat Mondal @ Saukat Pramanik without any valid documents for the purpose of transship, export or import and you all have thereby committed an offence punishable **U/S.23(C) of the Drugs and Cosmetic Act, 1940** and within my cognizance.

And I hereby direct that you be tried by this Court on the said charge.

Fourthly---- That on 18.11.2023 at about 22.20 hrs Dhalpara near BP No. 290/10-S, under PS Hili, Dakshin Dinajpur BSF personnel of Bhimpur BOP apprehended Tapas Pal and found that tried to smuggle of 50 Nos. of Fairdyl bottles containing "Codeine and chlorpheniramine" amounting to commercial quantity with the help of Mahadeb Sarkar, Rasu Sarkar @ Rashu Sarkar, Sakoyat Mondal @ Saukat Pramanik without any valid documents for the purpose of possesses sells, trasports and you all have thereby committed an offence punishable **U/S.25 of the Drugs and Cosmetic Act, 1940** and within my cognizance.

And I hereby direct that you be tried by this Court on the said charge.

Fifthly---- That on 18.11.2023 at about 22.20 hrs Dhalpara near BP No. 290/10-S, under PS Hili, Dakshin Dinajpur BSF personnel of Bhimpur BOP apprehended Tapas Pal and found that tried to smuggle of 50 Nos. of Fairdyl bottles containing "Codeine and chlorpheniramine" amounting to commercial quantity with the help of Mahadeb Sarkar, Rasu Sarkar @ Rashu Sarkar, Sakoyat Mondal @ Saukat Pramanik without any valid documents for the purpose of transship, export or import and you have financed the said illicit traffic and you all have thereby committed an offence punishable **U/S.27A of the Drugs and Cosmetic Act, 1940** and within my cognizance.

And I hereby direct that you be tried by this Court on the said charge.

Sixthly---- That on 18.11.2023 at about 22.20 hrs Dhalpara near BP No. 290/10-S, under PS Hili, Dakshin Dinajpur BSF personnel of Bhimpur BOP apprehended Tapas Pal and found that tried to smuggle of 50 Nos. of Fairdyl bottles containing "Codeine and chlorpheniramine" amounting to commercial quantity with the help of Mahadeb Sarkar, Rasu Sarkar @ Rashu Sarkar, Sakoyat Mondal @ Saukat Pramanik thus you all attempted to commit an offence punishable unde the NDPS Act, or to cause such offence to be committed and in such attempted did any an act, and you all have thereby committed an offence punishable **U/S.28 of the Drugs and Cosmetic Act, 1940** and within my cognizance.

And I hereby direct that you be tried by this Court on the said charge.

Seventhly---- That on 18.11.2023 at about 22.20 hrs Dhalpara near BP No. 290/10-S, under PS Hili, Dakshin Dinajpur you all being a party to a criminal conspiracy to commit an offence punishable under the provision of NDPS Act and you all have thereby committed an offence punishable **U/S.29 of the Drugs and Cosmetic Act, 1940** and within my cognizance.

And I hereby direct that you be tried by this Court on the said charge.

The contents of the charges are read over and explained to the accused persons in Bengali to which they pleads **not guilty** and claims to be tried.

Dated, the 04th day of June, 2026.**Special Judge (under NDPS
ACT)-cum-ADJ, 3rd Court,
Balurghat,Dakshin
Dinajpur.**

NDPS Case No.89 of 2023 (Computer Registration No.89/2023)
(Session Trial No. 47/2026) CNR No.WBDD01-002974-2023.
Present :- Shri Debarghya Biswas (J.O Code No.WB 00886).

Order No.01
04.06.2026

Accused person Sakoyat Mondal @ Saukat Pramanik is produced from J.C and remanded to J.C till next date.

All accused persons namely Tapas Pal, Mahadeb Sarkar, Rasu Sarkar @ Rashu Sarkar on Court bail are present by filing hazira.

Today is fixed for consideration of charge.

The learned P.P-in-charge and the learned advocate for the accused person are present.

Record is taken up for framing of charge.

Heard both sides. Perused the materials on record and the case diary. Considered.

Considering C.D. and material on record, it appears that a prima facie charge under Sections 21(c)/22(c)/23(c)/25/27A/28/29 is made out against accused persons namely Sakoyat Mondal @ Saukat Pramanik Tapas Pal, Mahadeb Sarkar, Rasu Sarkar @ Rashu Sarkar.

The contents of charge, is read over and explained to the accused person to which he pleaded **not guilty** and claimed to be tried.

Formal charge is written in separate sheet and kept in the record.

Heard both sides in order to ascertain if they wish to carry out admission of any document under Section 294 of the Cr.P.C. The accused refused to carry out any such admission.

Fix 21.09.2026 for evidence of CSW No.1 and 4.

22.09.2026 for evidence of CSW No. 2 and 5.

23.09.2026 for evidence of CSW No. 3 and 6.

24.09.2026 for evidence of CSW No. 7.

Issue Summons accordingly.

Dictated & corrected by me

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

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Later Order No.01
04.06.2026

Ld. P.P files hazira.

A bail petition is filed on behalf of the said accused namely Sakoyat Mondal @ Saukat Pramanik. Copy served. The said petition is taken up for hearing.

Ld. Adv for the accused person prays for bail on the ground of non-absconson as the accused being local resident. The prayer is opposed by the Ld. P.P as the investigation of the case is complete and charge sheet of the case has been submitted and the case is lying at the stage of Evidence.

Heard both sides and considering the materials on record including the quantity of seizure of contrabands, the prayer for bail of accused Sakoyat Mondal @ Saukat Pramanik is hereby **rejected**.

To date.

Dictated & corrected by me

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

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