

Special Case no. 07 of 2025

Reg. No. 07 of 2025

Present: Sri Madan Mohan Mishra

JO CODE WB00727

Order No: 06 dated. 12.08.2025

The case record is put up on application of accused Pema Tshering Lepcha @ Manish Lepcha in custody who files an application praying for bail.

Learned Prosecutor Sri Nitin Kumar Thakur is present.

The bail application filed by accused this day is taken up for consideration.

Heard Ld. Advocate representing accused as well as learned Prosecutor.

Learned advocate representing accused submits that accused is languishing in custody since 30.04.2025 and co-accused persons have been enlarged on bail by Hon'ble High Court. Charge-sheet for offence punishable u/s 22(b) of NDPS Act against accused has been submitted by the Investigating Officer on 16.06.2025. Considering the nature of allegation and the detention of the accused in custody, the accused may be enlarged on bail.

Learned Prosecutor opposes the bail application by drawing attention of this Court towards the order of rejection of bail of accused by order dated 05.06.2025 of this Court.

Considering the submissions raised by learned advocate representing the accused and learned prosecutor and taking note of the observations made by this Court while considering the bail application of accused Pema Tshering Lepcha @ Manish Lepcha on 05.06.2025 before submission of charge sheet by police on 16.06.2025 for the offence punishable u/s 22(b) of NDPS Act, I am not inclined to enlarge the accused on bail without perusing the materials in the case diary.

The bail application filed this day by accused is refused at the stage.

To date (04.09.2025) for production, appearance and consideration of charge.

Dictated and corrected by me

Sd/-

Special Judge,
(under the N.D.P.S. Act)
Darjeeling

Sd/-

Special Judge
(under the N.D.P.S. Act)
Darjeeling