

Order No.12. Dated 28.06.2022

Two accused persons viz; 1) Mari Soren @ Marina and Sati Soren are produced from the J.C.

A bail petition is filed and moved on behalf of accused 1) Mari Soren @ Marina and Sati Soren.

Copy served.

The Ld.Advocate submits that these accused persons have been falsely implicated in this case. He further submits that there is no signature of independent witnesses either on the memos of arrest or on the seizure list. In this regard he refers order dt.29.10.2021 in reference to CRM 5965 of 2021. He prays for bail.

Ld.Spl.P.P. -in-charge raised objection.

Heard both sides.

Perused the bail petition and the case record.

The Hon'ble Court in order dt.29.10.2021 in reference to CRM 5965 of 2021, has been pleased to consider many other lacuna apart from that raised by Ld.Lawyer for the accused persons. In the instant case, 15 lts.of codain phosphate mixture along with INC 132000 have been seized, which is much more than commercial quantity. Similar points have been raised on behalf of the accused persons in support of bail petition. Prima facie, as per materials on record commercial quantity of contraband, prohibited under NDPS Act, or in contravention of NDPS Act, has been seized from the accused persons. Granting of bail with regard to commercial quantity is barred under section 37 of the NDPS Act. Considering this, gravity of the offence alleged, entire facts and circumstances of this case and nature and quantity of contraband seized, the bail petition stands rejected.

The case is adjourned.

Fix 12.07.2022 for production and I.O.'s report.

Sd/-

J.O.Code WB 00683