

JO CODE WB00164
C.R.(NDPS) 76 of 2020 (CIS No. 76/2020)

Order No. 48

Dated 25.09.2024

Today is fixed for further cross examination of PW1.

Out of (2) accuseds, (1) accused Habu Ghosh is produced from J/C and another accused Jhantu Sarkar is present and files hazira.

Ld. PP in charge and Ld. defence lawyers are present.

PW1 is cross-examined in full and discharged.

Bail petition is filed for the accused **Habu Ghosh** and moved.

Ld. Advocate submits that this accused person is innocent and has not committed any offence in this case. He prays for bail.

Ld. Spl. P.P. -in-charge raises strong objection.

Heard both sides.

Perused the bail petition and the case record.

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 possession of accused person. 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**.

Fix **18.11.2024** for evidence of CSWs-2 and 4.

19.11.2024 for evidence of CSWs-5 and 6.

Issue summons accordingly.

Accused as before.

D/C by me.

Sd/-

Sd/-

Judge, Special Court
NDPS Act, Siliguri

Judge, Special Court
NDPS Act, Siliguri