

JOCODE WB00683
CR NDPS CASE No. 53/2018(CIS 75/2018)

Order No. 33, dated 02.02.2024

Both the accused persons namely **Sahin Molla** and **Minarul Molla** are produced from J.C.

Ld. Lawyers for the accused persons as well as Ld. P.P. in charge are present on call.

Today is fixed for evidence.

No witness is present.

Ld. P.P. in charge files a petition praying for time for evidence.

Prayer is considered and allowed.

One bail petition is filed on behalf of these accused persons.

This bail petition is taken up for hearing.

Ld. Advocate submits that these accused persons are innocent and have not committed any offence in this case and nothing was recovered from them. 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 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**.

Fix **11.04.2024** for production and evidence of CSW-1.

Issue summons accordingly.

Dictated & corrected by me,

Sd/-
Judge, Special Court
NDPS Act, Siliguri

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Judge, Special Court
NDPS Act, Siliguri