

JOCODE WB00683
CIS NO. 136 OF 2022
C.R.(NDPS) 136 of 2022

Order No.5 dated 31-01-2023

Today is fixed for production and I.O.'s report.

Accused person namely Rahul Adhikari is produced from Correctional Home and placed on dock.

One bail petition is filed and moved on behalf of accused namely Rahul Adhikari.

Copy served.

The petition is taken up for hearing.

The 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 petitions stand **rejected**.

Fix **14-02-2023** for production of accused persons and I.O's report.

Dictated & corrected by me,

Judge, Spl. Court, Under NDPS Act, Slg.

Judge, Special Court,
Under NDPS Act, Siliguri.