

CIS No. NDPS 170/2021

In the Court of the Judge (Special Court) under NDPS Act, Siliguri

CR (NDPS) Case No. 170 of 2021

Order no. 10, Dated 28/02/2022

Accused Nabin Roy and Arjun Prasad are not produced before this Court room to avoid overcrowding in view of existing pandemic situation.

A bail petition is filed and moved on behalf of the accused Nabin Roy. Copy served.

The Ld. Advocate submits that this accused person has been falsely implicated in this case and prays for bail.

Ld. Special PP-in-charge raises objection.

Heard both sides.

Perused the bail petition and the case record.

It is the submission of the Ld. Advocate for the accused that out of the two witnesses one is from Gangtok Dewarai and it is his question that how he becomes a witness in this case as becoming from another State.

On perusal of the seizure list I have seen that the place of seizure list SNT bus stand and the SNT bus stand that means the place where the Sikkim buses will be kept. So, naturally if one of the witnesses Shankar Chettri is from Dewrai, Sikkim, it is not a surprising factor and considering the seized contraband articles of 105 bottles of Rexdryl cough syrup which comes within the purview of commercial quantity and 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.

To 14.03.2022 for production & IO's report.

D/c by me

Sd/-

Judge, Special Court-in-charge,
NDPS Act, Siliguri

Sd/-

Judge, Special Court-in-charge,
NDPS Act, Siliguri