

CIS No. NDPS 183/2021

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

CR (NDPS) Case No. 183 of 2021

Order no. 05, Dated 07/02/2022

Accused persons namely Gita Giri and Nayan Ghosh are produced from the J.C.

One bail petition is filed by the Ld. Defence Counsel on behalf of them.

Bail petition is taken up for hearing.

Heard both sides.

Ld. Defence Counsel prays for bail of the accused persons by submitting that they are fully innocent and they have been falsely implicated in this case.

Ld. PP-in-charge raises strong objection to the bail prayer of these accused persons by submitting that the commercial quantity of contraband material has been recovered from the possession of the accused persons and granting bail to them is barred u/S. 37 of the NDPS Act.

Perused the materials on record.

Considered.

Considering the facts, circumstances, materials and nature of offence prayer for bail is rejected at this stage.

It appears that a baby is in the lap of the accused Gita Giri.

Considered.

The Superintendent of Siliguri Special Correctional Home is directed to see that the direction given in the matter by the authority concerned and the direction of the Hon'ble Supreme Court given in the case of R.D. Upadhyay vs. State of Andhra Pradesh is followed.

Accused persons be remanded to J.C. till 21.02.2022.

To 21.02.2022 for production and I.O.'s report.

D/c by me

Sd/-

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

Sd/-

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NDPS Act, Siliguri