

JO Code No. WB00885
T. R Case No. 1 of 2023

Order No. 08 dated: 20.02.2023

Today is fixed for production of the accused persons and for hearing of bail application filed on behalf of accused Md. Shamim, Md. Safiq, Md. Azam Quresi, Janat Kumar Shaoo and Sk. Rajesh.

Be that as it may, separate bail applications are filed today on behalf of accused Janat Kumar Shaoo, Md. Shamim Ahamed, Md. Safiq, Sk. Rajesh and Md. Azam Quresi.

Copy of bail applications served upon the Ld. Counsel for the prosecution.

All five accused persons namely Janat Kumar Shaoo, Md. Shamim Ahamed, Md. Safiq, Sk. Rajesh and Md. Azam Quresi are produced from the correctional home.

Since separate bail applications are filed on behalf of the five accused persons today, and copies of bail applications filed on their behalf, on 24.01.2023 is deemed to have been automatically 'not pressed'. Further, prior to hearing of th bail applications filed today, an application is filed on behalf of Md. Shamim Ahamed and Md. Safiq stating that they do not intend to press the joint bail application filed with Md. Azam Qureshi. Such prayer is considered and allowed.

The record is taken up for hearing of application filed on behalf Md. Azam Qureshi as well as a separate bail application filed on behalf of Janak Kumar Shaoo and Sk. Rajesh.

The Ld. Counsel for the defence submits before the court that the accused has been falsely implicated and he is in custody since 11.01.2023 and that they will not abscond from the process of the court, if granted bail.

The Ld. P.P Incharge raised strong objection on the ground that 88 kgs of ganja was recovered from the possession from the five accused persons, of which Janak Kumar Shahoo was the supplier and the rest happened to be receiver.

This is a case u/s. 20(b)(ii)(C)/29 of NDPS Act. Commercial quantity of contraband has allegedly been recovered from the conscious possession of the accused persons and the CD demonstrate inter state trafficking of contraband along with a whole some nexus between the petitioner/accused persons. Considering the incriminating materials in the case docket, coupled with the rigors of u/s. 37 of the NDPS Act the bail application filed on behalf of accused Md. Azam Kureshi as well as the bail application filed on behalf of accused Sk. Rajesh and Janak Kumar Sahoo are considered and rejected.

To 03.04.2023 for I/O report.

Dictated & Corrected by me,

Special Judge,

Judge, Special Court under
N.D.P.S Act, Howrah.