

**IN THE COURT OF THE JUDGE, SPECIAL COURT UNDER NDPS ACT-CUM-
ADDL. DISTRICT AND SESSIONS JUDGE,
3rd COURT, HOWRAH.**

T. R. Case No. 09 of 2023

Ref : Shalimar GRPS Case No. 07/23, dated 15-04-2023, U/s 20(b)(ii)(C) of N.D.P.S Act.

State

Vs.

- 1) SAGAR SINGH @ SK. SAHAJADA**
- 2) MD. NASIM**
- 3) MICHI DALAI**
- 4) PUWALA JANAKI**

Order No. 1 dated 17-04-2023.

The record is received from C.J.M, Howrah today along with F.I.R, written complainant, forwarding report, notice U/s 50 of the N.D.P.S Act, notices U/s 100 of Cr.P.C (4), seizure list, inventory list, memo of arrests (4), inspection memo (4), medical certificates (4) of Howrah District Hospital.

Four accused persons, namely Sagar Singh @ Sk. Sahajada, Md. Nasim, Michi Dalai and Puwala Janaki have been produced before the court. The accused persons are taken into custody.

On account of resolution of local bar association, none appears to move on behalf of the accused persons. Accordingly, Smt. Tandra Ghatak (Das), Deputy Chief Defense Counsel, Howrah, is appointed to represent the accused persons in this case.

No bail petition has been filed on behalf of the defence.

The I.O files a prayer for police remand of the accused persons Sagar Singh @ Sk. Sahajada, Md. Nasim, Michi Dalai and Puwala Janaki.

Seen the prayer of IO with recommendation of Officer-in-Charge, Shalimar GRPS, Kharagpur GRP, Dist., who prays for allowing seven (7) days police remand of the accused persons, namely **Sagar Singh @ Sk. Sahajada, Md. Nasim, Michi Dalai and Puwala Janaki.**

Ld. P.P. In-Charge is present.

CD is produced. IO is present. Heard I/O.

Perused the CD and the forwarding report duly forwarded by the Officer-in-Charge, Shalimar GRPS, Kharagpur GRP, Dist. The prayer for PC for seven (7) days is for the recovery of more ganja and charas and arrest of other associates which appears from the statement of the accused persons in CD that the accused persons will assist the police in recovering more ganja and charos and arrest of their other associates of racket.

It is manifest from the CD that **54.905 kgs ganja** and **62 grams of charos** have been recovered from the possession of the accused persons. The

investigation agency believes that further recovery can be made on the basis of custodial interrogation of the accused persons before the police.

Considering the materials available in the CD and submission of the I/O, I am of the view that prayer for PC can be allowed for four (04) days only.

Hence, the prayer for PC for four (04) days is allowed.

The IO is directed to ensure that utmost care and caution be taken so that the accused persons are not man-handled in any manner whatsoever and to provide them with all possible medical assistance if needed, during the period of police remand. The accused persons must be taken for medical check up on each day during police remand.

The IO is further directed to observe strictly the guidelines set out by our Hon'ble Apex Court in D. K. Basu Vs. State of West Bengal, AIR 1997 SC 610.

Inform IO.

To **21-04-2023** for production of accused persons positively at 10.30 AM with report.

Return CD to IO.

Let a copy of this order be forwarded to the Officer-in-Charge, Shalimar GRPS, Kharagpur GRP, Dist and I/O of this case for information and taking necessary action.

Let a copy of this order also be forwarded to the Superintendent, Howrah District Correctional Home and Superintendent, Presidency Womens' Correctional Home for information.

Let a copy of order be sent to the DLSA, Howrah for ratification of the appointment of Smt. Smt. Tandra Ghatak (Das), Deputy Chief Defense Counsel, Howrah.

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