

TR 09 of 2023

Today one put up petition has been filed on behalf of the accused/petitioner, namely Md. Nasim along with the bail application.

Perused the bail prayer as well as other materials on record.

The Ld. Counsel on behalf of the accused/petitioner submits before this court that the accused/petitioner is in custody since long. It is also stated that the accused/petitioner is innocent and has been falsely implicated.

The Ld. Counsel for the prosecution has opposed the prayer for bail contending inter alia that huge quantity of contraband of 54.9 Kgs of ganja and 62 grams of charas was recovered was recovered from the possession of the said accused/petitioner.

Contraband of commercial quantity (54.9 Kgs of ganja and 62 grams of charas) was purportedly recovered from the possession of the accused person. Accordingly, this case comes within the ambit of section 37 of the NDPS Act. Evidence has already been started. Therefore, considering the incriminating materials in the CD, coupled with the implication of section 37 of the NDPS Act, the prayer for bail of accused Md. Nasim is considered and rejected.

To date.

**Dictated & Corrected by me Judge, under N.D.P.S Act,
3rd Court, Howrah.
Special Judge. In-Charge**