

West Bengal Form No. 3957
H.C. Criminal Form No. (P) 38

JO Code No. WB00885
T. R Case No. 22 of 2021

CHARGE WITH TWO HEAD
[No. XXVIII (II), Schedule V. Act V. 1898]
(Sections 221,222,223, Code of Criminal Procedure)

Name and Officer of Shri Saugata Roy Chowdhury,
Judge, Special Court under N.D.P.S Act, Howrah.

hereby charge you **Lalit Kumar**

That on 08-06-2021, in between 2230 hours and 2350 hours, at Parking Area of M/s. Asian Roadways Pvt. Ltd. Chamrail, Joypur at Howrah, was found to be carrying and possessing two vehicles along with 15 nylon bags containing total 357 kilograms of fruiting and flowering tops of cannabis plants which tested positive for Ganja which were recovered and seized from your exclusive and conscious possession in violation of the provision of the NDPS Act, 1985 (as amended) and you were partly of Criminal Conspiracy with other accused persons and aided and abetted each others for carrying, possessing and circulating 357 kilograms of Ganja. Further you could not produce any valid document for carrying, possessing and circulating said 357 kilograms of ganja and that you, thereby committed an offence punishable under section 20(b)(ii)(C)/25/29 of the N.D.P.S Act, within the jurisdiction of this Sessions Court.

The charge so framed, is read over and explained to the accused person in the Bengali language, to which he plead not guilty by saying “Ami Nirdosh” and claimed to be tried.

Dated: the 29th day of January, 2024.

Dictated & Corrected by me

Special Judge,

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

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Present : Shri Saugata Roy Chowdhury, Judge, Special Court under N.D.P.S Act, Howrah.

Order No. 1 dated: 29-01-2024.

Two accused persons, namely Kalu Charan Pradhan and Lalit Kumar are present and file hazira.

One accused person, namely, Bapuni Mehena is produced from Howrah District Correctional home.

Ld. P.P-in-Charge and Ld. Defence Counsel are present.

The case is taken up for consideration of Charge.

Heard the learned P. P. In-Charge and the learned Advocate for the accused person.

Learned Public Prosecutor submits that a strong prima facie case under Section 20(b)(ii)(C) of the N.D.P.S Act has been made out against the above named accused person.

Learned P.P In-Charge opens the case and describes the charge. He also describes the evidence by which he proposes to prove the guilt of the accused persons.

I have perused the charge sheet, seizure list, statement of witnesses, chemical analyst report and all other materials on record.

Having considered the submission made by the learned P.P. In-Charge and the learned defence Advocate and having gone through the documents as indicated above, I am of the opinion that there is ground for presuming that the accused persons has committed an offence u/s. 20(b)(ii)(C) of the N.D.P.S Act, which is exclusively triable by this Special Court. Hence, charge under section 20(b)(ii)(C)/25/29 of the N.D.P.S Act is framed against the accused persons, namely Lalit Kumar and charge under section 20(b)(ii)(C)/29 of the N.D.P.S Act is framed against the accused persons, namely Kalu Charan Pradhan and Bapuni Mehena.

Charge so framed, is read over and explained to the accused persons in the Bengali language, to which they pleaded not guilty of the Charge by saying “Amra Nirdosh” and claimed to be tried.

Fix **11-03-2024, 12-03-2024 and 13-03-2024** for evidence.

To date for production of the accused persons and appearance.

The Prosecution is directed to produce the concerned witness on the date fixed.

Dictated & Corrected by me

Special Judge,

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