

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

T. R Case No. 14 of 2024
CNR No. WBHW-01-003437-2024
JO Code No. WB00885
CHARGE WITH TWO HEADS
[No. XXVIII (II), Schedule V. Act V. 1898]
(Sections 221,222,223, Code of Criminal Procedure)

Name and Officer of Sri Abhijit Ghosh,
Judge, Special Court under N.D.P.S Act, Howrah.

Brief facts of the case :- As per source information raiding police team member of D.D, HPC reached at the NH-6, Dhulagrah Poll Plaza, P.S Sankrail, District Howrah on 24-07-2024, at about 04.00 hours to 09.45 hours, where police intercepted one vehicle bearing Registration No. WB43/2561 along with the driver namely Elias Mondal who was driving the said vehicle with huge quantity of 235.150 kgs of ganja and he was unable to produce any valid documents in support of his possession of the said Narcotic Substance and then he was arrested after completing all formalities of search and seizure. Hence, this complaint.

hereby charge you **Elias Mondal**

Firstly : That on 24-07-2024, at about 04.00 hours to 09.45 hours, you were crossing at NH-6, Dhulagrah Poll Plaza, P.S Sankrail, District Howrah carrying with huge quantity of 235.150 kgs of ganja with a vehicle bearing registration No.WB-43/2561 and you were unable to produce any valid documents in support of your possession of the said Narcotic Substance and thereby committed an offence punishable under section 20(b)(ii) (C) N.D.P.S Act within the jurisdiction of this Sessions Court and you also abetment/conspiracy of the commission of the offence thereby committed an offence punishable under section U/s 29 of the N.D.P.S Act.

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

Dated: the 18th day of June, 2025.

Dictated & Corrected by me

Special Judge,

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

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Present : Sri Abhijit Ghosh,
Judge, Special Court
under N.D.P.S Act, Howrah.

Order No. 1 dated: 18-06-2025

Sole accused person, namely Elias Mondal is produced from J/C physically.

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)/29 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 person.

I have perused the charge sheet, seizure list, statement of witnesses 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 person has committed an offence u/s. 20(b)(ii)(C)/29 of the N.D.P.S Act, which is exclusively triable by this Special Court. Hence, charge under section 20(b)(ii)(C)/29 of the N.D.P.S Act is framed against the accused person.

Charge so framed, is read over and explained to the accused person in the language understandable to him, to which he pleaded not guilty of the Charge by saying "Ami Nirdosh" and claimed to be tried.

One adjournment petition has been filed by the Ld. Advocate of the accused on his personal ground. Accused is very much represented by Ld. Advocate. This is stage of framing of charge which is exclusive domain of this court. Accordingly, I do not find any reason to adjourn the case and accordingly charge has been framed.

Fix **15-07-2025** for evidence and production of the accused person.

The accused is remanded to J/C till next date.

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.**