

TR Case No. 43 of 2023

Order No. 05 dated 31-03-2026

Today is fixed for production of the accused persons and evidence of CSW -6.

All four persons namely Rakesh Sarkar, Sundar Deep, Prabha Mondal and Asha Malakar are not produced from the concerned Jail authorities.

Non-production report of said UTPs has filed by concerned Jail authorities vide No. 1106/AB dated 31-03-2026.

Ld Regular PO is on SIR duty.

Ld ADJ FTC-II Howrah is in charge.

No witness present.

Ld. Special PP NCB is present.

Ld. Special PP NCB filed an adjournment petition.

The prayer is allowed.

On the other hand, four accused persons Rakesh Sarkar, Sundar Deep, Prabha Mondal and Asha Malakar filed a petition for seeking bail.

Copy served.

Ld. Advocate on behalf of the accused persons submitted before the Court that the accused persons are in custody since 13-12-2023 and they are innocent and falsely implicated in this case.

Ld. PP-in-Charge raises strong voice of objection.

This case has been registered under Sections 20(b)(ii)(C)/29 of the NDPS Act. It is alleged that **31.880 kg of ganja** was recovered from the possession of the accused persons. The trial of the case has already commenced. Considering the incriminating materials available in the case diary, the gravity of the offence, its impact on society, and the statutory embargo under Section 37 of the NDPS Act, this Court is not inclined to grant bail.

Accordingly, the bail prayer of the accused persons **Rakesh Sarkar, Sundar Deep, Prabha Mondal, and Asha Malakar** stands **rejected**.

Fix 21-04-2026 for production of the accused persons and evidence of C.S.W 6.

Four accused persons are remanded to J/C till next date.

Dictated & Corrected by me

**Judge, Special Court under NDPS Act,
3rd Court, Howrah-in-Charge.**

**Judge, Special Court under NDPS Act
in-Charge.**