

NDPS Case No. 80 of 2024

Order No. 01 dated. 19.12.2024

Received two accused persons, namely, 1.Kanika Das, 2. Arati Barman who are brought under arrest by NJP GRPS case no.97 /2024, dt. 18.12.2024, u/s 8(c)/20(b)(ii)(C)/29 of NDPS Act. alongwith documents in connection with. NJP GRPS case no.97 /2024, dt. 19.12.2024, u/s 8(c)/20(b)(ii)(C)/29 of NDPS Act

Seen the F.I.R., Formal F.I.R. forwarding report alongwith, memo of arrest, Seizure list,medical paper and accused challan, copy of email,notice u/s 105/ 103, of BNSS, notice u/s 50 of NDPS Act. and they are taken into custody and remanded to J/C till 03.01.2025.

One separate petition for bail is filed, by Ld. Advocate for L.A.D.C., on behalf of the accused persons and prays for bail.

Ld. P.P. In-Charge also present today. Strong objection has been raised by the Ld. P.P-in-Charge regarding bail application.

Perused the bail prayer.

Heard from both sides.

Considering the material facts and submission the bail prayer, for the accused persons, is rejected, at this stage.

One prayer for police remand of accused persons, namely, 1.Kanika Das, 2. Arati Barman are filed by SI,Subhash Mandal of NJP GRPS, duly forwarded by I/C NJP GRPS and recommended by S.P. GRPS, Siliguri respectively.

Ld. P.P. In Charge also submits for the same.

On perusal of the CD, I find that the accused persons had made statement and to work out the information I am of the view that police custody is necessary otherwise the prosecution would be unable to bring the actual fact before the court.

Considering the material facts of the case, the prayer for police remand is allowed for 3 days, on condition to abide by the guidelines of the Hon'ble Apex Court as laid down by the Hon'ble Apex Court in D.K. Basu's Case and the directives as of NHRC and produce the accused before the court after completion of police remand on **22.12.2024** with report.

Fix: 03.01.2025 for production of the accused persons/ further order and I.O.s report.

D/C

Judge, Special Court,
(Under NDPS Act)
1st Court, Jalpaiguri