

NDPS Case No.47/2025

Order no. 21 dt. 22.05.2026:

Today is fixed for evidence of CSW 1.

Accused Nejima Bibi @ Bewa on cb files hazira.

Remaining three accused persons are produced through V/C.

At this stage, Ld. Advocate for the accused Saira Bibi files a fresh vakalatnama along-with a petition praying for bail on the ground stated therein.

Heard Ld. Advocate for the accused-petitioner, Saira Bibi, who contended that one of the accused Nejima Bibi @ Bewa was enlarged on bail by Hon'ble Court, however remaining three accused persons are in custody for a considerable period of time. Ld. Advocate further drawn attention of the court to the order of the Hon'ble High Court to Circuit Bench as well as the observation of the Hon'ble Apex Court and prays for bail on any stringent condition.

Ld. Spl. PP raises formal objection.

Perused the case record.

From the record it is apparent that huge quantity of contraband was seized from the possession of these accused persons. That apart, **Sec. 37 of NDPS Act** has a statutory bar for allowing bail prayer. At the same time, considering the graveness of allegation, recovery of commercial quantity of contraband of NDPS as well as keeping in mind the observation and guidelines of Hon'ble Apex Court in **Zeba Khan's case**, prayer for bail at this stage stands **rejected**.

UTP accused persons are remanded to J/C till 04.06.2026.

Fix **04.06.2026** for production and appearance of the accused persons and evidence of CSW-1 and CSW-2.

Issue summon upon CSW-1 and CSW-2 at once.

D/C by me


Judge, Special Court
NDPS, Alipurduar
(in-charge)


Judge, Special Court
NDPS, Alipurduar
(in-charge)
(WB-01097)