

NDPS Case No.47 of 2025

Order No.25,
dt. 09.07.2026

Bail petitions for accused Mamon Sarkar and Amirul Bewa are moved.

It is contended for the UTPs, namely, Mamon Sarkar and Amirul Bewa that they are on the same footing and one of the co-accused has been released on bail and that their first production was on 20.03.2025 and that no witness turns up. It is further stated that the Hon'ble Supreme Court in this situation has observed that custodial detention without trial makes out the ground for bail.

Learned Spl. PP has stated that the accused Nejima Bibi @ Bewa was released on bail by order of Hon'ble High Court and the several factors including the general election came in the way for regular inflow of witnesses. Therefore, there was a little delay. Ld Spl. PP maintains objection to the bail prayer.

Having regard to the materials on record and failure of the petitioners to displace the condition under section 37 of the NDPS Act and that the contraband attracts commercial quantity, prayer for bail is rejected.

Fix **11.08.2026** for evidence of CSW No. 1,

12.08.2026 for evidence of CSW No. 2,

13.08.2026 for evidence of CSW No. 3,

Issue summons accordingly,

Prosecution to take step.

Dictated and corrected by me:

Judge, Spl. Court (NDPS)
Alipurduar,

Judge, Special Court (NDPS)
Alipurduar,
J.O Code WB 00767