

N.D.P.S. 09/2023

Order No. 10, dated 13.03.2023.

The record is put up by petition.

Bail petition filed on behalf of accused Jugal Kishore Gouda is taken up for hearing.

Ld. Advocate, appearing for the accused person, submits that the instant case involves below commercial quantity of Ganja and that the same also has not been recovered from the possession of the present accused. Thus, he prays for bail submitting that no similar bail application is pending/disposed of by any higher Court of law.

Ld. P.P. in-charge raises objection as to the prayer for bail.

Perused the materials on record.

Heard both sides.

Considered.

The present accused is in J.C. for 65 days. The contraband involved is below commercial quantity. In written complaint there is allegation that the said Ganja is recovered from the exclusive possession of the co-accused person, namely Prokash Mondal.

Considering the period of detention, alleged contraband being below commercial quantity as also as keeping in mind the fact that charge sheet being submitted, further detention of the accused behind the bar is not needed for the purpose of investigation, I am inclined to allow the prayer for bail of the accused person.

The accused may find bail on furnishing bond of Rs. 10,000/-, with two sureties of like amount each, on condition that he shall appear before this court on every date of hearing until further orders and shall not abscond and also shall not intimidate witnesses or tamper with evidence in any manner whatsoever, subject to the satisfaction of this court, i.d. to J.C.

To date, i.e. 04.07.2023, for appearance, if on bail, and consideration of charge.

Dictated & corrected
by me,

Judge.
(J.O. Code WB 00687)

Judge, Special Court, Under N.D.P.S. Act,
Berhampore, Murshidabad.
(J.O. Code WB 00687)