

N.D.P.S. 09/2023

Order No. 12, dated 05.06.2023.

The record is put up by petition.

The accused person, namely Prakash Mondal, files a petition praying for bail.

Vokatnama is filed on behalf of the accused.

An affidavit is also filed stating that no similar bail application is pending/rejected by the Hon'ble High Court, Calcutta.

The bail application is taken up for hearing in presence of Ld. P.P.

It is submitted that the Ld. Advocate for the accused person that the seized amount involves below commercial quantity. He prays for bail of the accused stating that no similar bail application is pending/rejected by any Higher Court of law.

Ld. P.P. raises objection as to the prayer for bail.

Having heard the submissions of both the sides and on going through the materials on record, it appears that allegedly 6 kg. of Ganja was recovered from the present accused person which is below commercial quantity. The present accused is in JC for five months. Charge sheet has been submitted in the meantime. The co-accused person is on bail. In view of my such findings, I am inclined to allow the prayer for bail of the accused person. Accordingly, the accused may find bail of Rs. 10,000/- with two registered 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)