

N.D.P.S. Case No. 220-2025

Order No.1, dated 18.12.2025.

Accused Hasen Mondal son of Lt. Jillar Rahaman Mondal of Harisankarpur, PS Domkal, District Murshidabad is brought under arrest and produced before this court in connection with Nabagram P.S. Case No. 716/2025, dt. 18.12.2025, u/S. 20(b)/29 of the N.D.P.S. Act.

Received the F.I.R., written complaint, accused challan, forwarding report, seizure list, 'nil' seizure list, statement regarding ground of arrest, police arrest/custody memo, inspection memo, medical reports, sequence of custody form for Electronic device, certificate u/S. 63(4)(c) of the BSA, 2023 for recording of Videography, Hash Value Report, document created by West Bengal Esakshya, one sealed envelope containing compact disk, seizure list for seizure of compact disk and a prayer for certification of correctness of inventory along with a prayer for disposal of seized narcotic drug, psychotropic substances and controlled substances. Perused the same. Let the said documents be kept with the record.

Register this case as N.D.P.S. Case of this court.

Ld. Special Public Prosecutor and Ld. Remand Advocate for the accused person appointed from the DLSA, Murshidabad are present.

The above named accused person is heard in person. He makes no complaint regarding his health.

A petition for bail is also filed and moved by the Ld. Remand Advocate on behalf of the accused person.

Ld. Remand Advocate for the accused person prays for bail of the accused person.

Ld. Special Public Prosecutor raises objection against the prayer for bail.

Heard the rival submissions. Considered.

Perused the case record.

Considering the nature and gravity of the offence and bar u/S. 37 of the NDPS Act, prayer for bail of the accused person is rejected.

I.O. is also present with the C.D. and he submits a prayer for seven (07) days police remand in respect of above named accused person.

Heard the Ld. Special P.P., Ld. Remand Advocate and the I.O. of this case.

Considered.

Perused the C.D.

Also perused the prayer of the I.O. It has duly been recommended by the CI, Lalbagh, Murshidabad, SDPO, Lalbagh and the O.C., Nabagram P.S., Murshidabad.

Considering the chance of further recovery and to apprehend other person, involved in the offence, prayer of the I.O. is allowed for four days and the accused person be remanded to police custody with a direction upon the I.O. to produce the accused person before this court on **22.12.2025**.

I.O. is directed not to inflict any sort of torture upon the accused person, to get him medically examined in each 24 hours and to follow the guidelines of the Hon'ble Apex Court passed in the matter of **D.K. Basu Vs. State of West Bengal** reported in **(1997) 6 SCC 642** including providing medical facilities to the accused person.

I.O. also makes a prayer for authentication of the inventory as per Section 52A(2) of the N.D.P.S. Act and he prays for disposal of the said petition.

The prayer is considered and allowed, u/S. 52A (3) of the NDPS Act.

The record be placed before the ld. J.M., Lalbagh, Murshidabad to prepare inventory during the course of which, 45.825 kg. Ganja, one red colour six wheeler TATA 1412 CRX bearing Reg. No. WB 51B/8526, one yellow green Moto G 855G mobile handset, Indian currency of Rs. 6,000/- in the denomination of Rs. 500/- each, one Driving Licence and one Aadhar Card in the name of Hasen Mondal, one black brown colour cover file containing R/C Book and Goods permit and one Insurance Certificate along with copy of PUC and copy of Tax Token, alleged to have been seized, shall be put up before the Magistrate, the contraband articles in terms of Ganja shall be measured, photograph shall be taken and representative sample of the seized articles shall be collected by the I.O. The ld. Judicial Magistrate shall certify the same and send report before this court by 14.01.2026.

The record be put up before Ld. J.M., Lalbagh, Murshidabad.

I.O. is directed to put up the seized articles before the Ld. J.M., Lalbagh, Murshidabad. I.O. is also directed to make necessary arrangement on the date, to be fixed by the ld. Magistrate, to get the inventory done.

The prayer for pretrial disposal of the seized alamats u/S. 52A (1) of the NDPS Act is allowed, but after completion of process of certification of correctness of inventory by the Ld. J.M. Thereafter the seized narcotic drug/psychotropic substances/ controlled substances can be disposed of as per Section 52A(1) of the said Act retaining the certificate, photographs and samples as primary evidence as per Section 52A(4) of the NDPS Act, in the manner and following the procedure as has been provided u/S. 52A of the NDPS Act.

To date i.e. **22.12.2025** for production of the accused person from the police custody with C.D.

Let a copy of this order be forwarded to the Ld. J.M., Lalbagh, Murshidabad.

Let another copy of this order be supplied to the I.O. for information and taking necessary action.

Return C.D.

Dictated & corrected
by me,

Judge.
(J.O. Code WB 0835)
[In-charge]

Addl. Dist. & Sess. Judge, 2nd Court,
Cum
Judge, Special Court, Under N.D.P.S. Act,
Berhampore, Murshidabad.
(J.O. Code WB 0835)
[In-charge]