

IN THE COURT OF THE JUDGE, SPECIAL COURT, ADJ 3RD COURT, MALDA

Special Case No. 98/2024

Ref:-English Bazar P.S. Case No.1725/24 dated 22-11-2024
U/s-21(C)/29 of the NDPS Act.

State Vs. Rahamat Ali and Md Kamal Hussain.

Present : Sri Bidyut Kumar Roy
(J.O. Code-WB00855)
Judge, Special Court,
ADJ 3rd Court, Malda (i/c).

Order No.01
25-11-2024

Accused persons namely Rahamat Ali and Md Kamal Hussain have been brought under arrest and produced before this court. They are taken into custody and remanded to J.C.

Perused the forwarding report, memo of arrest, accused challan, seizure list, consent letter, notice u/s 50 NDPS Act, label, authorisation u/s 41(2) of NDPS Act 1985, formal FIR, inspection memo, medical slip, written complaint of English Bazar P.S. Case No.1725/24 dated 22-11-2024 U/s-21(C)/29 of the NDPS Act.

Seen the above.

Registered the case as Special Case.

Seized alamats i.e one transparent plastic packet containing brown colour substance (suspected brown sugar), weight 101 gm marked as Exbt.A, one transparent plastic packet containing brown colour substance (suspected brown sugar), weight 100 gm marked as Exbt.B, one transparent plastic packet containing brown colour substance (suspected brown sugar), weight 101 gm marked as Exbt.C, one transparent plastic packet containing brown colour substance (suspected brown sugar), weight 98 gm marked as Exbt.D and two old and used black colour plastic carry bag marked as Exbt.F are produced and one blue coloured Royal Enfield 350 CC motor cycle bearing Regn No. WB 66AS 6857, Engine No. J3A5FDR1248612 and Chassis No-ME3J3D5ADR1014939, one red coloured Discover 100 CC motor-cycle bearing regn No-WB 66 U 4091, Engine No-JBZRFL68989 & Chassis No- MD2A14AZ1FRL5885 were recovered.

Ld. Spl. P. P. is present.

The I.O. S.I Arun Shome recommended by DSP Head Quarter, Malda of English Bazar P.S. is present along with Case Diary.

Heard the I.O., Ld. P.P., and the accused persons in person on the prayer of the I.O. 7 days police custody.

I.O. submits before this Court that to recover more narcotic substances, nab the other person involved in this case and to identify the racket of brown sugar dealings P.C. prayer of 7 days is required.

Contd...

Contd...order No.01
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Perused the case record and case diary along with the statement of the accused persons and P.C. prayer of the I.O. Considered.

The DSP Head Quarter, English Bazar P.S., Malda has recommended and forwarded the prayer of the I.O. 487 grm brown sugar and two motor-cycle have been recovered from the possession of the accused persons.

For the sake of smooth investigation I am inclined to allow the prayer of P.C for six (6) days.

Considering the statement of the accused persons and submission of the I.O. and the material available in the C.D., it appears to this Court that six days (06) police remand will serve the purpose of the investigation. Hence, the prayer for police remand is allowed for 6 days.

The I.O. of this case is directed to follow the guideline of Hon'ble Apex Court regarding the Human Rights of the accused persons while in Police Custody and produce the accused persons before this court on **30-11-2024**. Signature of the accused persons is taken in the left margin of the order-sheet.

As a consequence bail prayer of the accused persons namely Rahamat Ali and Md Kamal Hussain is accordingly rejected and disposed of.

Fix **30-11-2024** at 10:30 a.m for production of the accused persons, namely, Rahamat Ali and Md Kamal Hussain from the police remand to this Court and report of I.O. C.D. be returned.

D/C by me.

**Judge, Special Court,
ADJ 3rd Court, Malda (i/c).**

**Judge, Special Court,
ADJ 3rd Court, Malda (i/c)**