

Order No. 02 dated 06.05.2023 (Contd)

Learned Advocate on behalf of accused **Jiarul Mondal** files a petition and prays for bail on the ground that the accused is detained in custody since long. He is innocent and has been falsely implicated in this case. There is no chance of abscondance.

Heard both sides.

Perused the bail petition along with other materials on record.

Learned Special P.P. has raised strong objection.

It appears from the record that from the possession of accused 7 Kg Ganja was recovered which is more than small quantity but less than commercial quantity. The accused was taken into PC. The accused is languishing in custody for only 3 days. The investigation is in budding stage.

If the accused is enlarged on bail, there will be a serious impact upon the society. So this Court is not inclined to grant bail to the accused.

Hence, the bail prayer is considered and **rejected**.

IO is directed to take steps for inventory, sampling, certification and disposal of seized contraband under section 52A of the NDPS Act immediately regarding the sample of seized contraband before the concerned empowered learned Judicial Magistrate of the Sub-division where the concerned PS is located and to file a compliance report before this Court as soon as possible, in default, appropriate action will be initiated against the IO as per the law laid down by the Hon'ble Supreme Court of India in this regard.

Copy forwarded to learned JM, Court, Tehatta Nadia for information and necessary action.

Inform IO accordingly.

Fix 19.05.2023 for production and IO's report.

Dictated & Corrected by me.

Sd/- S.Chakrabarti.

**Judge, Special Court, N.D.P.S. Act,
Nadia at Krishnagar**

Sd/- S.Chakrabarti.

**Judge, Special Court, N.D.P.S. Act,
Nadia at Krishnagar**