

**ORDER-SHEET FOR MAGISTRATES RECORDS**

Ref= Bhimpur PS Case no 190/2024, Dated, 14.07.2024 U/S 21(C)/29 N.D.P.S. Act

DISTRICT. NADIA

IN THE COURT OF SPECIAL COURT N.D.P.S .ACT, NADIA AT KRISHNAGAR.

N.D.P.S. 62 OF 2024

STATE , VERSUS. 1. Rajib Biswas 2. Bapan Halder

**Present : Sri. Somnath Chakraborti.**

**J.O, Code- WB00619**

Serial No.of Order	Date.	Order with Signature of the Magistrate.	Office note as action taken on order(if any)and date.
01	15.07.24	<p>Received a case record from Ld. CJM Court Nadia accused namely <b>Rajib Biswas and Bapan Halder</b> are produce from J/C along with FIR, written complaint, seizure list, forwarding report, memo of arrest, notice u/s, 42 NDPS Act, inventory list, notice u/s, 50 NDPS Act, u/s, 57 NDPS Act, inventory prayer, medical slip and accused challan.</p> <p>I.O prays for 07(Seven) days PC in respect of accused namely <b>Rajib Biswas and Bapan Halder</b>.</p> <p>Learned Advocate for the accused person namely <b>Rajib Biswas and Bapan Halder</b> files a petition praying for bail on the ground that the accused persons have been falsely implicated in this case and they have no intention to evade the justice. So they pray for bail on any terms and conditions.</p> <p>Learned special P.P. raised objection and submitted before the Court that the accused persons were arrested along with <b>20,000 bottles of Phensedyl</b>. So he prays for rejection the petition praying for bail.</p> <p>Heard. Considered.</p> <p>From the CD it appears that <b>20,000 bottles of Phensedyl</b> were recovered from the possession of the accused which is a commercial quantity.</p> <p>Considering the recovery of huge quantity of Phensedyl and also considering the provisions under section 37 of NDPS Act, the bail prayer stands <b>rejected</b>.</p> <p>I.O. is present before the Court today along with a prayer for police remand for 7 (seven) days of the above named accused persons and the said prayer was forwarded by <b>Dy. SP (DEB) Krishnagar Police District, Nadia</b></p> <p>Ld. Special P.P. is present and prays for remand of the accused persons for 7 days.</p> <p>Perused the entire materials on record.</p> <p>Considered.</p> <p>Accused persons are heard in person and they submit that they have no injury in their body.</p> <p>Heard both sides.</p> <p>Perused the entire materials on record.</p> <p>Considered.</p>	

NDPS NO. 62/2024

Order No, 01(condt...)

Dated, 15.07.2024

It appears that the prayer for PC for the accused persons has been duly forwarded by the Dy. SP (DEB) Krishnagar Police District, Nadia. Nadia. The P.C. has been prayed to facilitate the investigation. It reflects that the PC if allowed will help in unearthing the truth and will drive the investigation in right direction.

The prayer of the I.O. is thus allowed.

The prayer for P.C. is allowed for 7 ( seven ) days.

The I.O. is allowed to take the said accused persons in police custody for 7 (seven) days and is also directed to observe all formalities of the Hon'ble Apex Court while keeping the accused persons in police custody.

During the period of remand of the accused persons in P.C., the I.O. is directed to take due and proper care of the accused person and not to inflict any kind of torture upon the accused person and is further directed to make arrangement for medical check up of the accused person regularly by every 24 hours or as and when required, by observing due compliance of the guidelines given by the Hon'ble Apex Court in the case of D. K. Basu.

To, 22.07.2024 for production of the accused person along with medical report.

The IO is hereby directed to remain present on the date fixed along with CD.

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, 2nd Court, Krishnagar, Nadia for information and necessary action.

Todate.

Dictated & Corrected by me.

Sd/- S. Chakraborti.

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

Sd/- S. Chakraborti.

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