

NDPS Case No.41 of 2025

**Present :Sri Chinmoy Chattopadhyay
JO Code-WB 00676**

Order No. 19 dated 01-12-2025

Accused persons namely Ajoy Kumar and Vinoy Kr. Ojha are produced from correctional Home and are represented by their ld.counsel. Accused Deep Roy is not produced from correctional Home. One message is received from Supdt. Berhampur Central Correctional Home regarding non-production of accused Deep Roy. The message be kept with the record. Ld.PP is present.

Today is fixed for production of three accused persons and supply of copy. Having heard ld.Spl.PP and ld.defence counsel and due to non-production of accused Deep Roy, the hearing of this case is adjourned at the stage of supply of copy.

The ld. advocate representing the accused person namely Vinoy Kr. Ojha by filing that application prays for bail on the simple ground that he has been falsely entangled with the case on the basis of a complaint which is frivolous in nature. It is submitted that he is lying in custody for a considerable period and the entire allegation is false and he has his permanent home and hearth and there is no chance of his abscondance and accordingly it is submitted to release him on bail on any condition.

Heard ld.Spl.PP who raises severe objection on the ground that huge quantity of contraband materials(Phensedyl) which is commercial in nature have been recovered from the active possession of the accused person and others and the hearing of this case is adjourned due to non-production of accused , though prosecution is ready to proceed with the trial after serving copies to the accused persons and framing of charge and thus it is submitted to reject the prayer.

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Heard both the sides. Perused the case record and case diary.

Having considered the submission of both the sides and the materials lying in case diary as well as the seizure list showing seizure of contraband materials as commercial in nature and as the case is otherwise ready to proceed with trial after supplying of copy to the accused persons and framing of charge , I am not inclined to allow the prayer for bail and the prayer for bail is considered and rejected.

To 16.12.2025 for production of all the three accused persons and supply of copy.

Let a copy of the order be sent to Supdt. Berhampur Central Correctional Home for production of accused Deep Roy positively before this Court so that the hearing can be proceeded in accordance with law.

The other accused persons namely Ajoy Kumar and Binoy Kr. Ojha are remanded to JC till the next date with a direction for production.

Return CD,

Dictated & Corrected by me.

Sd/- C. Chattopadhyay.
Judge, Special Court, N.D.P.S. Act,
Nadia at Krishnagar

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