

NDPS Case 41 of 2025 (R-41/25)
Present :Sri Chinmoy Chattopadhyay
JO Code-WB 00676
WBD010047302025

Order No. 32, dated 01.07.2026

The accused persons namely Ajay Kumar, Deep Roy and Binoy Kr.Ojha are produced from KDCH through VC and are represented by their ld.advocates. Ld Spl PP is present.

Today is fixed for evidence of CSW- 4. No witness is present. There is no return of summons. Ld.Spl.PP prays for fixation of a schedule for evidence of prosecution witnesses.

At this stage the application seeking bail on behalf of the accused person Ajay Kumar is taken up for hearing and consideration. It is submitted that he is languishing behind the bar for a considerable period and he is quite innocent and did not commit the offence as alleged against him. It is submitted that he is permanent resident of the place within the jurisdiction of this Court and there is no chance of his abscondance, if he is bailed out. A detail data about the case details, custody and procedural compliance, status of trial, criminal antecedent, previous bail application and coercive processes as per direction of Hon'ble Apex Court passed in Crl. Appeal No. 825 of 2026 is submitted and thus, it is prayed to release him on bail on any condition.

Ld Spl PP,on the other hand, submits that the allegation against the accused and other accused persons is quite severe in nature and trial has already commenced and a fresh schedule for evidence of prosecution witnesses is to be fixed and accordingly it is submitted to reject the prayer for bail.

Heard both the sides. Considered. Perused the case record as well as case diary. It appears from record that trial has already commenced and schedule for examination of prosecution witnesses was fixed on and from 29.06.2026 to 01.07.2026 but in the present schedule not a single witness has been examined.

Having considered the submission of both the sides and taking into account the nature and gravity of the allegation and the materials lying with the case diary and as trial has already commenced, I am not inclined to allow the prayer for bail and same is considered and rejected.

Having considered further submission of all the sides, the following fresh schedule is prepared for evidence of prosecution witnesses.

To 28.08.2026 for evidence of CSW-2.

29.08.2026 for evidence of CSW-1.

31.08.2026 for evidence of CSW-4

Prosecution is to take proper steps to cause service of summons upon the witnesses positively so that trial may proceed in accordance with law.

Accused persons are remanded to JC till the next date with a direction of production.

Dictated & Corrected by me.

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

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