

ORDER-SHEET FOR MAGISTRATES RECORDS

Ref- Hoyalberia PS Case no 227/2024, Dated, 12.09.2024 U/S 20(b)(ii)(c)/25/29 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. **83/2024**

OF 2024

STATE, VERSUS. 1. Saddam Sha 2. Rakibul Mondal

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	13.09.24	<p>Accused namely Saddam Sha and Rakibul Mondal are brought under arrest produced before this court along with FIR, written complaint, seizure list, forwarding report, memo of arrest, accused challan, medical slip, prayer for inventory, check list and close enveloped.</p> <p>I.O prays for 07 (Seven) days PC in respect of accused namely Saddam Sha and Rakibul Mondal.</p> <p>Learned Advocate for the accused namely Saddam Sha and Rakibul Mondal files a petition praying for bail on the ground that the accused have been falsely implicated in this case, they are innocent and has no intention to evade the trial. So they pray for bail on any terms and conditions.</p> <p>Learned special P.P. raised objection Heard. Considered.</p> <p>From the CD it appears that 41.850 Kg Ganja was recovered from the possession of the accused persons.</p> <p>Considering the above facts and also considering the gravity of offence the bail prayer stands rejected.</p> <p>I.O. is present before the Court today along with a prayer for police remand for 7 (seven) days of the arrested accused persons and the said prayer was duly forwarded by the SDPO, Tehatta, Krishnagar PD, Nadia.</p> <p>Ld. Special P.P. is present and prays for remand of the accused person for 7 days.</p> <p>Accused persons are heard in person and they submit that they have no injury in his body.</p> <p>I.O. is present with the C.D. Heard both sides. Perused the entire materials on record. Considered.</p> <p>It appears that the prayer for PC for the accused person has been duly forwarded by the SDPO, Tehatta, Krishnagar PD, 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 to ascertain the involvement of the accused, the prayer is allowed.</p> <p>The prayer of the I.O. is thus allowed. The prayer for P.C. is allowed for 7 (seven) days.</p>	

NDPS NO. 83/2024

Order No. 01(condt..)
Dated, 13.09.2024

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 person 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 persons and not to inflict any kind of torture upon the accused persons and is further directed to make arrangement for medical checkup of the accused persons 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, 20.09.2024 for production of the accused persons along with medical report.

The IO is hereby directed to be remained 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, Court, Tehatta, Nadia for information and necessary action.

Inform IO accordingly.

Todate.

Dictated & Corrected by me.

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

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