

ORDER-SHEET FOR MAGISTRATES RECORDS

Ref= Kaliganj PS Case no 1095/2024, Dated, 14.12.2024
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. 115

OF 2024

STATE , VERSUS. 1. Sukhen Saha 2. Nowsad Ali Mondal 3. Sukumar Panja
4. Mir Kasem Mondal 5. Masadul Halsana 6. Biraj Mondal 7. Asadul Mondal 8. Eleyas Mondal
9. Safikul Bisaws.

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	16.12.24	<p>Received a case record from Ld. CJM Nadia along with FIR, written complaint, seizure list, forwarding report, memo of arrest, p.c prayer, medical slip, accused challan, inventory prayer and closed envelop.</p> <p>Accused namely 1. Sukhen Saha 2. Nowsad Ali Mondal 3. Sukumar Panja 4. Mir Kasem Mondal 5. Masadul Halsana 6. Biraj Mondal 7. Asadul Mondal 8. Eleyas Mondal and 9. Safikul Bisaws are produced from correctional home.</p> <p>Accused namely 1. Biraj Mondal 2. Asadul Mondal 3. Eleyas Mondal and 4. Safikul Bisaws are remanded to J/C.</p> <p>Ld. P.P. files L.A being no, 122/Dec/2024 Dated, 16.12.2024</p> <p>Let it be kept with the record.</p> <p>Due to ensuing X- Mass holi day from, 25.12.2025 to 01.01.2025</p> <p>Fix, 30.12.2024/06.01.2025 for production and I.O's report.</p> <p>I.O prays for 10 (Ten) days PC in respect of accused namely 1. Sukhen Saha 2. Nowsad Ali Mondal 3. Sukumar Panja 4. Mir Kasem Mondal and 5. Masadul Halsana.</p> <p>Learned Advocate for the accused namely Sukhen Saha, Nowsad Ali Mondal, Sukumar Panja, Mir Kasem Mondal, Masadul Halsana, Biraj Mondal, Asadul Mondal, Eleyas Mondal and Safikul Biswas files a petition praying for bail on the ground that the accused has been falsely implicated in this case and nothing was recovered from his possession.</p> <p>Learned special P.P. raised objection</p> <p>Heard. Considered. Perused the materials on record.</p> <p>From the materials on record it appears that huge quantity of 'contraband' i.e.90.27 Kg Ganja was recovered from the possession of the accused persons. The recovered article is commercial quantity. Prima-facie it appears that the accused persons are involved in the commission of offence. If they are released on bail, there is every chance of absconding and tampering of evidence.</p> <p>The bail prayer of the accused persons stands rejected.</p>	

NDPS NO. 115/2024

Order No, 01(Condt..)

Dated, 16.12.2024

I.O. is present before the Court today along with a prayer for police remand for 10 (ten) days of the arrested accused namely Sukhen Saha, Nowsad Ali Mondal, Sukumar Panja, Mir Kasem Mondal, and Masadul Halsana, the said prayer was duly forwarded by the Dy. Spdt. IUCAW, Krishnagar Police District.

Ld. Special P.P. is present and prays for remand of the accused persons for 10 days.

Accused persons are heard in person and he submits that he has no injury in his body.

Heard both sides.

Perused the entire materials on record.

Considered.

It appears that the prayer for PC for the accused person has been duly forwarded by the Dy. Spdt. IUCAW, Krishnagar Police District. 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 persons the prayer is allowed.

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

The prayer for P.C. is allowed for 07(seven) days.

The I.O. is allowed to take the said accused persons namely Sukhen Saha, Nowsad Ali Mondal, Sukumar Panja, Mir Kasem Mondal, and Masadul Halsana, in police custody for 07 (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 persons 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, **23.12.2024** for production of the accused persons namely Sukhen Saha, Nowsad Ali Mondal, Sukumar Panja, Mir Kasem Mondal, Masadul Halsana, 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.

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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