

NDPS-23/24

23.8.2024

Two aced persons namely Anup Samanta and Bimal Mondal are produced from J.C.

Today is fixed for I.O's report but no report has been submitted.

At this stage bail moved on behalf of aced Bimal Mondal along with a fresh vakalatnama filed by Ld. Advocate Sri Paresh Baidya. Let the vakalatnama be kept with the record.

Ld. Advocate for aced Bimal Mondal submits that this aced is in J.C for long period and in view of such long detention he prays for bail.

Ld. P.P in-charge strongly opposes the prayer for bail submitting inter alia that the instant case involves commercial quantity of narcotic substance and moreso the investigation is in full swing.

Having considered the submission of both sides and considering the materials on record it appears that the investigation is still on progress. Moreover from the materials on record, direct involvement of the aced in the alleged commission of offence has been prima facie transpired. Besides this the present case involves commercial quantity of contraband substance.

Thus, in view of above specially considering the bar as provided U/s. 37 NDPS Act this court is not inclined to enlarge the aced person on bail. Accordingly the prayer for bail stands rejected.

Ld. Defence counsel further submits that the aced Bimal Mondal has been suffering from severe tooth ache and necessary direction be given upon Superintendent of Presidency Correctional Home for providing necessary treatment.

Superintendent Presidency Correctional Home is directed to provide necessary treatment to aced Bimal Mondal, if needed.

Inform Superintendent Presidency Correctional Home through e-mail.

None moves on behalf of rest aced Anup Samanta.

Fix 6.9.24 for I.O's report and production.

D/corr by me,

4th ASJ, Alipore.

(J.O.Code-WB00705).

