

Spl. NDPS.01 of 2022
JO CODE No.WB01460
CNR No.WBUD01-00108-2022

Order No.39
19.02.2024

Today is fixed for production and evidence.

Accused persons Sunil Kumar Basak, 2. Mithun Kumar Basak and 3.Saroj Kumar are produced from J/C and remanded to J/C.

Accused Bishal Haldar on court bail is absent by petition u/s.317 of Cr.P.C.

One petition is filed on behalf of accused Motiur Rahaman with a prayer to issue production warrant against the accused annexing therewith downloaded server copy of order dated 07.12.2023 of NDPS Case No.04 of 2022 stating therewith that the accused is in custody in connection with said NDPS Case No.04 of 2022.

Two bail petitions are filed on behalf of the accused persons along with fresh Vokatnama on behalf of accused Sunil Kumar Basak,

Bail petitions are moved.

Heard both sides.

Perused the case record.

After hearing both sides and on perusal of the case record it appears that charge has been framed against the accused persons u/s.21© of NDPS Act regarding recovery of 100 bottles codeine based cough syrups and the case is at the stage of evidence and the currency schedule is going on.

In view of the aforesaid circumstances, considering bar u/s.37 of the NDPS Act bail prayers of the accused persons are considered and rejected.

The petition filed on behalf of accused Motiur Rahaman to issue production warrant is also taken up for hearing.

Heard both sides.

Perused the petition, the downloaded server copy of order dated 07.12.2023 passed in NDPS Case No.04 of 2022.

After hearing both sides and on perusal of order dated 07.12.2023 passed in NDPS Case No.04 of 2022 it appears that the accused is in custody in connection with NDPS Case No.04 of 2022 while the accused Motiur Rahaman has been granted bail vide order dated 02.12.2022 and he was released on bail on 03.12.2022.

In the circumstances, prayer to issue production warrant against accused Motiur Rahaman is considered and allowed for the interest of justice.

Accordingly, issue production warrant against the accused Motiur Rahaman for his production positively on 20.02.2024.

To-date **20.02.2024** for production, appearance and evidence.

Dictd & Corrtd.

By me,

Judge

Judge, Special Court & Addl. Sessions Judge
1st Court, Raiganj, Uttar Dinajpur

