

NDPS Case No.01 of 2022
JO CODE No.WB00766
CNR No. WBUD01-000108-2022

Order No.03
14.01.2022

Today is fixed for production and IO's report.

Accused 1. Sunil Kumar Basak, 2. Mithun Kumar Basak, 3. Ranjit Kumar Biswas and 4. Saroj Kumar are produced from J/C through V.C.

Bail petition is filed for accused persons namely, Ranjit Kumar Biswas and Saroj Kumar.

Copy of bail petition is served upon Ld. PP.

No bail petition is filed for accused persons namely, Sunil Kumar Basak and Mithun Kumar Basak.

It is submitted by the Ld. Advocate appearing for the accused persons that no bail application is pending u/s.439 of Cr.P.C in respect of the present accused persons in any higher forum.

The Ld. Advocate for the accused persons submits that accused persons are in jail custody on and from 09.01.2022 and they have falsely implicated in this case. He further contended that accused persons are in no way connected in commission of the alleged offence. He further submits that the accused persons are men of locality and there is no chance of their abscondence, if they are released on bail. Accordingly, he prays for releasing the accused persons on bail on any condition or conditions.

On the other hand, Ld. PP in charge raises objection regarding the release of the accused on bail and files objection u/s.37 of the NDPS Act.

On perusal of the record, I find that 100 bottles of Eskuf cough syrup containing Codine phosphate was seized and recovered from the joint possession of the present accused persons. The quantity is commercial one. As such, I find no ground to believe that accused persons are not guilty at this stage. Considering the facts as stated above, prayer for bail of the accused persons are hereby rejected.

To **28.01.2022** for production and IO's report.

Spl.Judge(NDPS)
Raiganj,U/Dinajpur

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Raiganj,U/Dinajpur

