

NDPS Case No. 04 of 2026
CNR NO WBUD01000185-2026
J.O CODE WB00993

Order No. 06
23.02.2026

Regular P.O is on Spl. SIR duty.

Today is fixed for production and I.O's report in final form and hearing of the petition dated 05.02.2026 and 19.02.2026, both praying for bail of the accused persons namely, Krishna Kr. Mandal and Roshan Kumar.

Accused persons namely Krishna Kr. Mandal and Roshan Kumar are produced from J.C through VC and remanded to J.C.

The bail petition are taken up for hearing.

Both petitions are considered simultaneously.

Copy already served.

Ld. PP-in-charge is present by filing hazira.

Ld. Advocate for the accused person is present.

Bail petition is moved.

Heard both sides.

Perused the case record.

Ld. Advocate submitted that this accused persons are in custody since **16.01.2026**. They were also taken in PC. The allegations brought against the accused persons is fabricated. The accused persons are not involved in the offence. Ld. Advocate further submitted that possession have been shown from both the accused persons of suspected brown sugar. But the total quantity also falls below commercial quantity. It is further submitted that the purpose of detention for sake of investigation is already over and considering the fact that further detention in the interest of investigation is not necessary, bail be granted to both the accused persons on any condition.

Ld. PP submitted that the seizure shows recovery of suspected brown sugar which is below commercial quantity. The procedure of search and seizure has been properly performed. Ld. PP accordingly, prayed for rejection of bail petition.

I have considered entire circumstances. I take into considerations of the fact that the statutory bar of section 37 of NDPS Act does not apply to this case as the total quantity of seizure is below commercial quantity.

I also take into consideration that the investigation has proceeded to a good extent. The requirement of PC is already over. At this stage, considering the entire aspects , I am of the view that further detention in custody of the persons is no more required.

Accordingly, prayer for bail in respect of both the accused persons stands allowed.

Both accused persons may find bail of Rs. 5000/- each with one surety of like amount each subject to the Satisfaction of Ld. C.J.M, Uttar Dinajpur at Raiganj and on further condition that the accused persons shall co-operate with the investigation. They shall meet the I.O once every seven days.

If on bail to **09.03.2026** for production/appearance and I.O's report in final form.

Return CD.

D/C by me

Judge, Spl. Court, I/C
Raiganj, UttarDinajpur

Judge, Spl. Court, I/C
Raiganj, Uttar Dinajpur