

*Spl. NDPS Case No.10 of 2022*  
**JO CODE No.WB00766**  
*CNR No.WBUD01-000349-2022*

**Order No.11**

**04.04.2022**

Record is put up by petition files on behalf of custody accused Gulam Murtuja.

Bail prayer is filed on behalf of accused person Gulam Murtuja on the ground that investigating agency failed to complete the investigation within statutory period. Copy served upon Ld. PP in charge.

Ld. PP in charge is present.

Bail petition is taken up for hearing.

Heard Ld. Lawyer for the accused persons as well as Ld. PP in charge.

Ld. PP in charge also conceded the fact that today is the 63rd day from the date of first production of the accused and investigation has not yet been completed.

Perused the case record.

On perusal of the case record, I find that accused was brought under arrest on 01.02.2022 and since then he is in custody. From the marginal noted office report it is clear that charge sheet has not yet been submitted after completion of investigation. The mathematical calculation shows that today is the 63rd day from the date when the accused was brought under arrest. That means, statutory period for completion of investigation has already over and no prayer has made by the IO praying for extension of time. Hence accused acquired a right to be enlarged on default bail. Accordingly, the prayer for bail of accused is hereby allowed.

The accused namely, Gulam Murtuja may find bail of Rs.10,000/- with two sureties of Rs.5,000/- each, one of whom must be local subject to the satisfaction of Ld. CJM, Uttar Dinajpur on condition that he will not involve himself in committing similar type of offence and will attend the court on each and every dates to be fixed.

Let a copy of this order be sent to Ld. CJM, U/Dinajpur at Raiganj for information and taking necessary action.

If on bail to-date (**11.04.2022**) for appearance and IO's report.

Spl.Judge(NDPS)

Spl.Judge(NDPS)