

TR Case No.02 of 2024
JO CODE No.WB01460
CNR No.WBUD01-000919-2024

Order No.41

11.03.2025

Today is fixed for production, appearance, report and call for CD.

Accused persons Sk Zakaria, Saha Alam @ Abdus Salam, Faijul @ Md. Faijul Rahaman and Abdur Rashid are produced from J/C and remanded to J/C.

Accused persons Mahatabuddin, Hayat Ali, Sakir Ali, Md. Tahasen, Zane Alam are present by filing haziras along with their Ld. Advocates.

Accused Panchu Basak, Ashok Basak and Md. Sahajan Ali on CB are absent by petition us/ 317 of Cr.P.C.

Accused Sarjahan Ali is absent without any step.

Two bail petitions are filed on behalf of the accused persons Faijul Md, and for the accused persons Sk Zakaria and Abdur Rashid. Copies served.

Ld. Spl. PP is present.

Ld. Advocates for the accused persons are also present.

I.O is present with CD in thirteen volumes and he filed written memo of bail objection.

The bail petitions are taken up for hearing.

Ld. Spl. PP vehemently opposes the bail prayers.

Heard all sides.

Perused the case record.

In view of the aforesaid circumstances, after hearing all sides and also on perusal of the materials in case record it appears that immediately after filing the supplementary CS on 17.08.2024 IO has brought under arrest two accused persons Sk Zakaria and Abdur Rashid with a seven days PC prayer while vide order dated 17.08.2024, five days PC remand of the accused persons were granted and after completion of the said PC remand the accused persons have been returned and on 06.11.2024 I.O has brought under arrest accused Rajibul with five days PC remand of the accused person was granted and after completion of the said PC remand the accused Rajibul has been returned on 10.11.2024. Summation of submissions of the Ld. Advocates for the accused persons is that supplementary CS has been submitted against the accused persons but neither Section 409 of IPC is there nor any material is there for custodial detention further in the case. On minutely perusal of the materials in the case record this court finds that it may not be disregarded that there is no material in view of Sec.409 IPC in the instant case in as much as supplementary CS on 13.11.2024 has been filed u/s 409/419/420/468/471/413/467/218/195A/120B of IPC r/w Section 66D of IT Act. In this regard on minutely perusal of the of the order dated 25.02.2025 passed in CRM(DB) 2860 of 2024, CRM(DB) 3206 of 2024 and CRM(DB) 3413 of 2024 by the Hon'ble Court, it appears that Hon'ble Court has been pleased to reject bail prayer of the accused persons Faijul @ Md. Faijul Rahaman and Saha Alam. It further appears that previously pre-arrest bail prayer of the other co-accused persons named in the supplementary CS have been rejected by the Hon'ble Court as found from the downloaded server copies of the relevant orders of the Hon'ble Court.

At this stage one prayer is made on behalf of the I.O forwarded by the Ld. Spl PP with a prayer for considerable time to submit a complete compliance report in view of the order dated 01.03.2025.

In view of the aforesaid facts and circumstances considering all aspects prayer of the I.O is considered and allowed for the ends of justice with a last chance to submit such complete compliance report, id necessary order.

In such circumstances, I am not inclined to allow the bail prayers of the accused persons at this stage.

Accordingly, bail prayers of the accused persons are considered and rejected at this stage.

I.O is directed to submit a complete progress report in the case by the date fixed positively.

To **22.04.2025** for production, appearance, report and call for CD.

D/C

Spl.Judge(NDPS)
Raiganj, U/Dinajpur.

Spl.Judge(NDPS),
Raiganj, U/Dinajpur.