

***Spl. NDPS Case No.15 of 2021***  
JO CODE No.WB00766  
***CNR No.WBUD01-000357-2021***

**Order No.03**  
**04.03.2021**

Today is fixed for production of accused Subham Tamang and IO's report. Accused is produced from J/C.

Bail petition is filed for accused Subham Tamang.

Copy of bail petition is served upon Ld. PP in charge.

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

The Ld. Advocate for the accused person submits that accused is in jail custody on and from 18.02.2021 and he has been falsely implicated in this case. According to him accused is innocent and he is no way connected in commission of the alleged offence. For the reasons stated above, he prays for releasing the accused on bail.

On the other hand Ld. PP in charge raises vehement 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 commercial quantity of contraband goods was seized and recovered from the possession of the accused. As such there is no scope to hold at this stage that accused is not guilty for committing the offence. Considering the facts as stated above the prayer for bail of the accused is hereby rejected.

To 18.03.2021 for production and IO's report.

Dictated by me,

Special Judge,(NDPS)  
Raiganj, Uttar Dinajpur

Special Judge,(NDPS)  
Raiganj, Uttar Dinajpur

