

NDPS Case No.21 of 2021
JO CODE No.WB00766
CNR No.WBUD01-000914-2021

Order No.06
26.05.2021

Today is fixed for production of accused Pradip Roy @ Babu and IO's report.
Accused Pradip Roy @ Babu is produced from J/C through V.C.

One Bail petition is filed on behalf of accused Pradip Roy @ Babu. Copy of bail petition is served upon Ld. Spl. PP.

It is submitted by the Ld. Advocate appearing for the accused person 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 person has been falsely implicated in this case. He further submits that accused person is innocent and he is in no way connected in commission of the alleged offence. He also submits that the accused is a permanent resident within the jurisdiction of this Court and there is no chance of his abscondance or tampering with the prosecution evidence, if he is released on bail. For the reasons stated above, he prays for releasing the accused person on bail.

On the other hand Ld. PP in charge raises objection regarding the release of the accused person on bail by filing an application u/s 37 of NDPS Act.

On perusal of the record, I find that 799 bottles of Phensedyl cough syrup containing codein phosphate was seized and recovered from the possession of accused person and the quantity is commercial one. Considering the facts at this stage there is no cope for any presumption that accused person is not guilty for committing the offence. Accordingly, the prayer for bail of the accused person is hereby rejected.

To 09.06.2021 for production and IO's report.

Spl.Judge(NDPS)
Raiganj,U/Dinajpur

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