

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

Ord6r No.29
01.10..2024

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, Md. Zane Alam, Md. Tahasen, Md. Sakir Ali are present by filing haziras along with their Ld. Advocates. Accused Panchu Basak, Ashok Basak and Sarjahan Ali are absent by a petition u/s 317 of Cr.P.C. Ld. Advocate for the accused Panchu Basak and Ashok Barman files fresh vakalatnama.

The prayer is considered and allowed.

One bail petition is filed on behalf of the accused persons Sk Zakaria and Abdur Rashid. Copy served.

Ld. Spl. PP is present.

I.O is present in CD and one written bail objection is filed by the I.O.

Ld. Advocates for the accused persons are also present.

Received report regarding treatment of accused Md. Faizul Rahaman vide letter No.2038/AB dated 01.10.2024 from Superintendent, Raiganj District Correctional Home in compliance with order dated 10.09.2024.

Seen the report.

It appears that report is supported by all relevant medical papers and treatment sheets of the accused Md. Faizur Rahaman which revealed that the accused is almost medically fit only he is having sugar level high.

Hence, the report appears to be satisfactory and accordingly it is accepted.

The bail petition filed on behalf of the accused persons Sk Zakaria and Abdur Rashid is taken up for hearing.

Heard both sides.

Heard I.O in person.

Perused the case record and CD.

Ld. Spl. PP vehemently opposes the bail prayers.

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. On minutely perusal of the materials in the case record together with the material and CD and specifically statements of accounts of said two accused persons in respect of the respective accounts and after comparing with other materials in connection therewith as found in the CD this court finds that it may not be disregarded that there is no material in view of Sec.409 IPC in the instant case as the accused persons have been brought on record after submission of supplementary CS.

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

Accordingly, bail prayer of the accused persons is considered and rejected.

However, considering all aspects, I.O is directed to submit complete report supporting relevant documents by the date fixed positively.

CD be returned.

To **06.11.2024** for production, appearance, report and call for CD.

D/C

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

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