

Order No.10
15.10.2020

Accused 1. Sk. Dalim and 2. Khursed Alam are produced from J/C through V.C.

One bail petition is filed on behalf of accused Khursed Alam. Copy of bail petition served upon Ld. Spl. PP.

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

It is submitted by the Ld. Advocate for the accused person that accused is languishing in jail custody since long. He also submits that there is no other male member of his family to look after the family. He also submits that accused is a permanent resident within the jurisdiction of this court and there is no chance of his abscondent if he is released 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 good has been recovered from the accused Khursed Alam. Thus u/s.35 of the NDPS Act culpable mental state of the accused who are commission of offence is presence. Hence the prayer for bail is hereby rejected.

To **24.11.2020** for production and IO's report.


Spl. Judge(NDPS)
Raiganj, U/Dinajpur


Spl. Judge(NDPS)
Raiganj, U/Dinajpur