

Spl. NDPS Case No.15 of 2020
JO CODE No.WB00766
CNR No.WBUD01-000915-2020

Order No.27
11.03.2022

Today is fixed for production and ER of WPA in respect of accused Hajrat Ali @ Hoja and Abdul Kalam. Accused Sk. Dalim and Khurshed Alam are produced from J/C.

No ER of WPA in respect of accused Hajrat Ali @ Hoja and Abdul Kalam is received.

Bail petition is filed for accused Khurshed Alam and Sk. Dalim.Ld Advocate for accused Sk. Dalim files fresh Vokatnama. Copy of bail petition is served upon Ld. Spl. PP.

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

The Ld. Advocates for the accused persons submit that accused persons are in custody since 08.06.2020 and they have falsely implicated in this case. Ld. Defence Counsels specifically contended that no narcotic substance was ever seized from the possession of accused persons. They further submit that accused persons are permanent resident within the jurisdiction of this court and there is no chance of their abscondence if they are released on bail. For the reasons stated above, they pray for releasing the accused persons on bail on any condition or conditions.

On the other hand Ld. PP in charge raises objection regarding the release of the accused persons on bail and files objection u/s.37 of NDPS Act.

On perusal of the record, I find that prayer for bail of the accused persons were rejected on several occasion after submission of charge sheet. At this stage I find no changing circumstances for enlarging the accused on bail. Accordingly, prayer for bail of the accused persons are hereby rejected.

On perusal of the record I find that WPA was issued against accused Hajrat Ali @ Hoja and Abdul Kalam on 07.02.2022 and since then a clear 30 days have already elapsed but to no good. Considering the fact and to avoid any further delay let the case against Hajrat Ali @ Hoja and Abdul Kalam be filed for present.

To **11.04.2022** for production and supply of copy.

Spl.Judge(NDPS)
Raiganj,U/Dinajpur

Spl.Judge(NDPS)
Raiganj,U/Dinajpur