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

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Order No.28
11.04.2022

Today is fixed for production and supply of copy.
Accused persons namely, Sk. Dalim and Khurshed Alam are produced from J/C.
Bail petition is filed for accused Khurshed Alam. Copy of bail petition is served upon Ld. Spl. PP.
No bail petition is filed for accused Sk. Dalim.

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 is in custody since 08.06.2020 and he has falsely implicated in this case. Ld. Defence Counsel specifically contended that no narcotic substance was ever seized from the possession of accused. They further submit that accused is a permanent resident within the jurisdiction of this court and there is no chance of his abscondence if he is released on bail. For the reasons stated above, he prays for releasing the accused on bail on any terms and conditions.

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

On perusal of the record, I find that on several occasions prayer for bail of the accused was rejected after considering the CD. At this stage, I find no new grounds to entertain the bail application of the present accused. It is not less significant to mention here that seizure list, FIR clearly manifest the factum of seizure of commercial quantity of Brown Sugar from the physical possession of the accused. Moreover CS has already been submitted in this case. As such, there is no scope to presume that accused is not guilty for committing the offence. Accordingly, prayer for bail of the accused is hereby rejected.
Copies are ready and supplied to the accused persons u/s.207 of Cr.P.C.
To **02.06.2022** for production and consideration of charge.

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