

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

Order No.22
28.09.2021

Today is fixed for production and ER of W/A in respect of accused Hajrat Ali @ Hoja and Abdul Kalam. Accused Sk. Dalim and Khurshed Alam are produced from J/C through V.C. No ER of W/A in respect of accused Hajrat Ali @ Hoja and Abdul Kalam is received. Bail petition is filed for accused Khurshed Alam. Copy of bail petition is 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.P.C in respect of the present accused in any higher forum.

The Ld. Advocate for the accused submits that accused is in custody since 08.06.2020 and he has falsely implicated in this case. He further submits that accused person 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 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 commercial quantity of narcotic substance was seized and recovered from the joint possession of the present accused along with others. Moreover CS has already been submitted in this case. As there is no scope to presume that the accused is not guilty for committing the offence. Accordingly, prayer for bail of the accused is hereby rejected.

On perusal of the record, I find that W/A was issued in respect of the absconding accused persons in the month of April, 2021 and thereafter several reminders were issued but to no good. To avoid any unnecessary delay, **issue WPA against the accused Hajrat Ali @ Hoja and Abdul Kalam.**

To **18.12.2021** for production and WPA of the accused **Hajrat Ali @ Hoja and Abdul Kalam**

Spl.Judge(NDPS)
Raiganj,U/Dinajpur

Spl.Judge(NDPS)in-ch.
Raiganj,U/Dinajpur