

**Spl. NDPS Case No.15 of 2025**  
**JO CODE No.WB01460**  
**CNR No.WBUD01-001121-2025**

**Order No.09**

**16.06.2025**

Today is fixed for production and I.O's report.

Accused person Altaf Raja is produced from JC through VC and remanded to J.C.

One bail petition is filed on behalf of the accused person. Copy served.

Ld. PP in charge is present.

Ld. Advocate for the accused person is present.

Now, bail petition is moved.

Ld. Lawyer for accused person submits that the accused person is in custody since 27.03.2025 only against the allegation of recovery of 21.29 kgs ganja from the possession of the accused person.

At the time of hearing Ld. Advocate appearing on behalf of the accused person submits that there are defects in the memo of arrest regarding arrest of the accused person and those defects are related with grounds of arrest and information as to the arrest of the accused person to his family members. It is specifically submitted that one Ajay Biswas has put his signature as a witness at Column No.10 of the memo of arrest of the accused and nothing has been stated who is he and the relation with him of the accused. It is further contended that back side page of the memo of arrest contents grounds but those are written in English and the accused does not know English. In this regard he submits that the accused has been falsely implicated in this case and in view of the latest judgment of the Hon'ble Court dated 11.06.2025 passed in CRM(NDPS) No.146 of 2025 the accused is entitled to get bail and therefore, he prays for releasing the accused person on any conditions.

On the other hand Ld. PP-in-charge vehemently opposes the bail prayer of the accused person.

In view of the aforesaid submissions of both sides on minutely perusal of the memo of arrest of the accused it appears that the accused was arrested at naka point, oil India more, Sonapurhat under PS-Chopra, Dist- Uttar Dinajpur on 27.03.2025 at 16.05 hours and he was produced before this Court on 28.03.2025 and he has put his signature in English and the memo of arrest bears name of one Ajay Biswas in the column 10 as signature of witness along with his address thereon. In this regard reverse page of the memo of arrest reveals the grounds of arrest and information of his arrest as duly communicated to his elder sister namely, Ruksar to her mobile number mentioned thereon and copy of the memo of arrest was given to the accused. It further appears that those were told to the accused in his language.

In such facts and circumstances in view of the decision of the Hon'ble Supreme Court passed in SLP (Criminal) No.13320 of 2024 in the case of Vihan Kumar Vs. State of Haryana reported in 2025 SCC Online SC 269 and judgment of the Hon'ble Court dated 11.06.2025 passed in CRM(NDPS) No.146 of 2025 I am not inclined to allow bail prayer of the accused at this stage.

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

To **30.06.2025** for production and I.O's report.

D/C by me

Special Judge,(NDPS)  
Raiganj, Uttar Dinajpur

Special Judge,(NDPS)  
Raiganj, Uttar Dinajpur