

Spl. NDPS Case No.50 of 2021
JO CODE No.WB00766
CNR No.WBUD01-001773-2021

Order No.04
24.08.2021

Today is fixed for production of accused and IO's report.

Accused Uttam Mahato is produced from J/C through V.C from Special Correctional Home, Siliguri.

Bail petition is filed for accused Uttam Mahato. 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.P.C in respect of the present accused person in any higher forum.

The Ld. Advocate for the accused submits that accused is languishing in jail custody on and from 27.07.21 and he has falsely implicated in this case. He further submits that the accused person is a man of locality and there is no chance of his abscondence, if he is released on bail. Accordingly, he prays for releasing the accused on bail on any condition or conditions.

On that 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 Phensedyl cough syrup containing codein phosphate was seized and recovered from the possession of the accused person. At this stage, Accordingly I am not inclined to release the accused on bail. Hence, prayer for bail of the accused is hereby rejected.

Let a copy of this order be sent to Superintendent of Special Correctional Home, Siliguri with a direction to produce the accused positively on the date fixed.

To **07.09.2021** for production and IO's report.

Spl.Judge(NDPS)
Raiganj,U/Dinajpur

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Raiganj,U/Dinajpur