

**NDPS Case 53 of 2022**

**JO CODE No.WB00575**

**CNR No.WBUD01-001853-2022**

**16/05.12.2022**

Today is fixed for production and IO's report.

Accused persons namely, Amit Mitra @ Raja and Kanhaya are physically produced from J/C and remanded to J/C.

Bail petitions are filed on behalf of above named accused persons.

Copy of bail petitions are served upon the Ld. PP in charge.

Bail petition on behalf of Amit Mitra @ Raja and Kanhaiya are separately filed and their bail applications are moved b their Ld. Lawyer, submitted inter alia that they are the innocent persons and they were working as labour and the seized alamat was belonged to one Rabindra Singh who is not yet come into picture. It is further stated that there is anomaly in seizure list wherein whitener has been used to suppress the truth by the police. It is submitted that the petitioners being a labour, were not aware about the illicit materials as recovered. So, they be released on bail on any condition as they are the sole earning member of their respective family.

Ld.. PP has strongly raises objection by submitting that huge quantity of Phensedyl has been recovered from their possession and investigation is still in progress and the 37 of NDPS Act is bar.

Having heard both sides.

Considering the recovery of huge quantity of Phensedyl i.e. 2000 bottles, I am not inclined to allow the bail prayer as 37 of NDPS Act is bar. As such, bail prayer stands rejected.

To **19.12.2022** for production and IO's report.

At my dictation

Judge

Judge, Special Court & Addl. Sessions Judge  
1<sup>st</sup> Court, Raiganj, Uttar Dinajpur

