

NDPS Case No.53 of 2022
JO CODE No.WB00575
CNR No.WBUD01-001835-2022

Order No.14
07.11.2022

Today is fixed for production, IO's report and CD.

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

CD is not received today.

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 by 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 further 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 raised 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. Having perused the case record, seizure list.

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 **21.11.2022** for production and IO's report.

Spl.Judge(NDPS)
Raiganj,U/Dinajpur

Spl.Judge(NDPS)
Raiganj,U/Dinajpur