

NDPS Case No.19 of 2023
JO CODE No.WB00575
CNR No.WBUD01-001987-2023

Order No.03

10.07.2023

Accused Bhola Sarkar @ Prasenjit Sarkar is physically produced from J/C and remanded to J/C.

Bail application on behalf of accused Bhola Sarkar @ Prasenjit Sarkar is filed with a fresh Vokatnama.

The same is moved by his Ld. Advocate who submits inter alia that the alleged recovery is between commercial quantity and small quantity. It is further argued that police on his complaint has stated that seizure was made in presence of independent witnesses namely one Amir Khan another Rehan Khan but seizure list shows the name of witness Sashi Bhusan Das and Sudhir Saha, Sahajahan. There is no signature of witness Amir Khan and Rehan Khan as alleged. He prays for bail on any condition as imposed by this court.

Ld. PP raises objection.

It appears from the record especially the original FIR that complainant not only seized the alleged recovered Ganja but also seized one weighing machine, one bus also. But I failed to understand why IO was compelled to seize the bus in question.

In view of above, I am not inclined to allow the bail at this stage without going through CD. Thus, the bail prayer stands rejected.

Call for CD along with appearance of IO for explanation about the seizure of the bus in question.

To **24.07.2023** for production.

Let a copy of order sheet be sent to IO for his perusal and compliance.

Judge Special Court (NDPS)
Raiganj, Uttar Dinajpur

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