

NDPS Case No. 33 of 2025
CNR NO WBUD01002223-2025
J.O CODE WB00993

Order No. 16

06.03.2026

Regular P.O is on Spl. SIR Duty.

Today is fixed for production of the accused persons.

Accused persons namely Abdul Malek, Setabur and Jaharul islam are produced from J/C through VC mode and remanded to J/C.

Ld. Advocate for the accused persons are present.

Ld. P.P in charge is present and filed a petition u/s 37 of NDPS Act praying for rejection of bail.

One bail petition is filed on behalf of the accused person Zaharul Alam @ Jaherul Alam. Copy served.

Ld. PP-in-charge is present by filing hazira and files a separate petition praying for rejection the bail application.

Ld. Advocate for the accused person is present.

Bail petition is moved.

Heard both sides.

Perused the case record.

Ld. Advocate for the accused person submitted that the accused person is in custody since 06.11.2025. He was taken in PC. Ld. Advocate on behalf of the accused person further submitted that the allegations brought against the accused person is fabricated. The accused person is not involved in the offence. Moreover the necessity of the accused in the interest of investigation is over. As the accused has been detained in custody for long, the accused may be released on bail on any condition.

Ld. PP submitted that the seizure shows commercial quantity. The procedure of search and seizure has been properly performed. Ld. PP further submitted that charge sheet has already been submitted in respect of this accused. So considering the nature of the allegations, at this stage, it shall not be proper to release the accused on bail.

After hearing of both sides and on perusal of the case record, it appears that commercial quantity of suspected brown sugar is shown to have been seized from the possession of the accused person. The charge sheet has already been submitted. Moreover, there is no prima facie material to hold that this accused person is in no way involved with the alleged offence. There is also no such material to hold that if the accused is granted bail, he shall not indulge into similar kind of offence in future.

In the circumstances I am not inclined to allow the prayer for bail in respect of the accused person Zaharul Alam @ Jaherul Alam. Hence, the bail prayer of the accused person stands rejected at this stage.

To 20.03.2026 for production and supply of copy.

The Superintendent of Raiganj District Correctional Home is directed to produce the accused physically on date fixed ie on **20.03.2026**.

Let a copy of this order be sent to the Superintendent of Raiganj District Correctional Home for compliance.

D/C by me

Judge, Spl. Court, I/C
Raiganj, UttarDinajpur

Judge, Spl. Court, I/C
Raiganj, Uttar Dinajpur.