

NDPS Case No.59 of 2021
JO CODE No.WB00766
CNR No.WBUD01-001835-2021

Later
09.08.2021

The accused Babar @ Mosebul is brought under arrest. The forwarding report, the accused chalan, the memo of arrest and the medical ticket and seizure list are submitted by the I.O.

A bail petition is filed on behalf of the accused Babar @ Mosebul.

It is submitted by Ld. Defence lawyer submits that the accused is innocent and he has falsely implicated in this case. He further submits that accused is permanent resident within the jurisdiction of this court 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.

Ld. PP in charge opposes the prayer for bail u/s.37 of NDPS Act.

On perusal of the record, I find that considerable amount of Ganja was seized and recovered from the physical possession of the present accused. Considering the same and the early stage of investigation, the prayer for bail of accused stands rejected.

The IO is present. He has prayed for permitting the accused to take in police custody for **10 (ten) days** for the purpose of the effective investigation. The prayer for police custody of accused has duly forwarded and recommended by the S.P, Islampur Police District as well as by IC, Goalpokher PS, Uttar Dinajpur.

I have examined the CD. It appears to me that granting the prayer for police custody to trace out the originator of the business and to recover contraband articles is necessary for the interest of investigation.

In view of above, the prayer for police custody of accused is hereby allowed for four days i.e. from 09.08.2021 to 12.08.2021. **IO is permitted to take the accused Babar @ Mosebul in police custody for 4 (four) days.** The IO is directed to strictly follow the guidelines as propounded by the Hon'ble Apex Court, while the accused Babar @ Mosebul will be in police custody. He is further directed to get the accused examined medically on every interval of 24 hrs and to produce him on **13.08.2021**.

Let a copy of the order be supplied to the IO in open Court for strict compliance.

Return the CD.

Dictated & corrected
by me

Judge Special Court (NDPS)
Raiganj, Uttar Dinajpur

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