

NDPS Case No.27 of 2023
JO CODE No.WB00575
CNR No.WBUD01-002899-2023

Later
04.09.2023

Bail application on behalf of accused Atul Kumar @ Tinku is filed along with fresh Vokalatnama.

Ld. Lawyer for accused person is present.

Ld. PP in charge is also present.

IO has prayed for 14 days police remand on the ground stating in his application. The same is duly recommended by SDPO, Dalkhola. IO is present with Case diary.

Ld. PP in charge submits that 14 days PC remand is required for the purpose of arresting his associates and further recovery of contraband articles by going through outside of the State like Tripura and other places.

Ld. Defence Counsel submits that 14 days PC is unnecessary one and prayer for PC to be reduced to just served the purpose for investigation.

Heard both sides, perused the case record and Case Diary, it appears that on source information police intercepted the vehicle, registration no.HR 38AD/3706 loaded with in total 234.516 kgs of Ganja kept in a conceal manner of CISF goods and one transporter Raju loaded the said Ganja. It further reveals from the case record and case diary that these were carried for Bishal Packers and Movers and supposed to be delivered at Delhi.

Considering the allegation as reflected in complaint and keeping in mind the materials in CD including the statement of the accused as well as the chance of further recovery and arrest I think 8 days police remand would be sufficient to meet the purpose of investigation at this stage.

Thus, the 8 days PC remand is allowed with a direction to produce the accused on 12.09.2023 positively.

IO is further directed to strictly follow the guidelines given by Hon'ble Apex Court during the staying of accused in Police Custody, including periodical check up and not to torture physically and keep the medical documents for future reference.

Since PC remand is allowed then bail prayer becomes redundant and rejected.

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

Return the CD.

Judge Special Court (NDPS)
Raiganj, Uttar Dinajpur

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