

Spl. NDPS Case No.98 of 2021
JO CODE No.WB00766
CNR No.WBUD01-003577-2021

Order No.07

10.02.2022

Today is fixed for production and IO's report.

Accused Gopal Ch. Roy @ Gopal Roy is produced from J/C through V.C.

Bail petition is filed on behalf of accused Gopal Ch. Roy @ Gopal Roy on the ground that investigating agency failed to complete the investigation within statutory period.

Copy served upon Ld. PP in charge.

Ld. PP in charge is present.

Bail petition is taken up for hearing.

Heard Ld. Lawyer for the accused person as well as Ld. PP in charge.

Ld. PP in charge also conceded the fact that today is the **61st** day from the date of first production of the accused person and investigation has not yet been completed.

Perused the case record.

On perusal of the case record, I find that accused person was brought under arrest on 11.12.2021 and since then he is in custody. From the marginal noted office report it is clear that charge sheet has not yet been submitted after completion of investigation. The mathematical calculation shows that today is the 61st day from the date when the accused person was brought under arrest. That means, statutory period for completion of investigation has already over and no prayer has made by the IO praying for extension of time. Hence accused person acquired a right to be enlarged on default bail. Accordingly, the prayer for bail of accused person is hereby allowed.

The accused persons namely, Gopal Ch. Roy @ Gopal Roy may find bail of Rs.10,000/- with two sureties of Rs.5,000/- each, one of whom must be local subject to the satisfaction of Ld. CJM, Uttar Dinajpur on condition that he will not involve himself in committing similar type of offence and will attend the court on each and every dates to be fixed.

If on bail to (**13.05.2022**) for appearance and IO's report.

Let a copy of this order be sent to Ld. CJM, Uttar Dinajpur at Raiganj for information and taking necessary action.

Spl.Judge(NDPS)

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