

NDPS 30 of 2024
CNR No.WBUD01003768-2024
JO Code No.WB01014

Order NO.2

04.11.2024

IO is present with CD.

Ld. Counsels of both sides are present.

I.O is also present with seized alamats as per seizure list.

Seen the alamats in one sealed yellow sack pasted with label with cello tape stated to have been containing 196 bottles of phensedyl.

Seen the alamats and returned.

One bail petition is filed on behalf of the accused person Md. Alam @ Aliruddin along with Vokalaterna. Copy served.

Ld. Lawyer for accused person submits that the accused person is innocent and he has been falsely implicated in this case. He further submits that the FIR is an afterthought and there is no material in the case record against him and no recovery of any contraband substance is made from the possession of the accused person. Accordingly, he prays for releasing the accused person on bail on any condition or conditions.

Ld. PP in charge opposes the prayer for bail.

Perused the case record and CD.

On perusal of the case record and the CD it appears that the case involves recovery of 196 bottles of phensedyl and there is a prayer for PC for 10 days which reveals there is a chance of further recovery of considerable quantity of phensedyl.

Accordingly, bail prayer of accused person is considered and rejected.

The IO is present with a fresh prayer for 10(ten) days PC though previously prayer was made for 05 days on 17.10.2024 while the case record has been transferred to the file of this Court without considering the PC prayer. It further appears that the PC prayer has been recommended by Additional SP, Islampur PD.

He has prayed for permitting him to take the accused person in police custody for **10 days** for the purpose of the effective investigation.

I have examined the CD. It appears to me that granting the prayer for police custody to trace out and bursting out the involved miscreants and to recover more contraband articles is necessary and also for the interest of investigation.

In view of above, the prayer for police custody of accused person is hereby allowed for **05 days**.

IO is permitted to take the accused persons Md. Alam @ Aliruddin **in police custody for 5 days i.e. for 04.11.2024 to 08.11.2024**. IO is directed to strictly follow the guidelines as given by the Hon'ble Apex Court while the accused person will be in police custody. He is further directed to get the accused person examined medically on every interval of 24 hrs and to produce him before this Court on **08.11.2024 at 01:00 p.m.**

To **08.11.2024** for production and IO's report

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

Judge Special Court (NDPS)
Raiganj, Uttar Dinajpur