

NDPS Case No. 10/2022

Present :- Smt. Sutanuka Nag
Addl. District and Sessions Judge, 1st Court, Jhargram, In-charge.

Order No.09
dt. 22.12.2022

J.O Code:- WB01248

Today is fixed for production and hearing of the bail petition.

Accused persons, namely, Gopal Das and Hrudananda Santra are produced from correctional home and remanded to J/C till next date.

Ld. P.P is present with the C.D.

Ld. Advocate on behalf of the accused persons, namely, Gopal Das and Hrudananda Santra are also present.

Now the bail petition dt. 17.12.2022 is taken up for hearing.

Ld. Advocate submitted that the accused/petitioners have been falsely implicated in this case and they have been languishing in judicial custody since 14.11.2022. It is further submitted that the alleged contraband substances seized from the possession of the accused persons are not of commercial quantity and item is little more than 8 k.g. Further more the allegations as made out in the written complaint is far from truth and it is quite hard to believe that the said persons had been standing at a place for more than 5 hours selling the contraband items till the police reached the spot. It is further submitted that the accused persons will not abscond if they are enlarged on bail and prays for enlargement on bail under any terms and conditions. It is further submitted no such application for bail is either pending before or rejected by any superior court in respect of the accused /petitioners.

Ld. P. P. on the other hand raises strong objection categorically stating that the investigation is going on and if they are enlarged on bail at this stage, they will hampered investigation and tamper the evidence.

Perused the case record and case diary and other materials available thereon and on perusal of the same I find that the accused persons were brought under arrest on 14.11.2022. I also find that the investigation is in the initial stage and the alleged offences are grievous in nature and if the accused persons are enlarged on bail there is every possibility of hampering the investigation and tampering the evidence and as such I am not inclined tallow the bail prayer. Hence the bail prayer stands **rejected**.

Bail petition is thus disposed off.

To 03.01.2023 for production and I/O's report.

Dict. & Corr. by me

Additional Sessions Judge, 1st Court,
& Judge, Special Court (NDPS Act)
Jhargram, in-charge

Additional Sessions Judge, 1st Court,
& Judge, Special Court (NDPS Act)
Jhargram, in-charge