

GAHC010239332025



THE GAUHATI HIGH COURT
(HIGH COURT OF ASSAM, NAGALAND, MIZORAM AND ARUNACHAL PRADESH)

Case No. : Crl.Pet./1321/2025

BEDANTA DAS
SON OF LATE RAMEN DAS RESIDENT OF HOUSE NO 70 MG ROAD
OPPOSITE PLANETARIUM UZAN BAZAR WARD NO 34 PO UZAN BAZAR PS
LATASIL DISTRICT KAMRUP METRO ASSAM

VERSUS

UNION OF INDIA
REP. BY THE SPECIAL PUBLIC PROSECUTOR, NCB

Advocate for the Petitioner : MR K K MAHANTA (Sr. Advocate), MR S GAUTAM

Advocate for the Respondent : SC, NCB,

BEFORE
HON'BLE MR. JUSTICE RAJESH MAZUMDAR
ORDER

22.01.2026

Heard Ms N Begum, learned counsel appearing for the petitioner. Also heard Mr S C Keyal, learned Standing Counsel, NCB.

3. Both the counsels had been heard at length, on the prayer for interim of stay of the proceedings in the learned Trial Court.

4. The learned counsel for the petitioner has submitted that as per the seizure list, the

total amount of contraband which could be related to the petitioner herein is 30 gms (including weight of 30 numbers of plastic pouches), whereas charges have been framed by the learned Trial Court under Section 21 (b)/29, read with Section 8 (c) of the NDPS Act, against the accused persons who are the petitioners herein, by alleging that they were found in possession of 65 gms of cocaine.

5. On a query made by this Court to the learned counsel for the NCB as to whether any steps could be taken before the learned Trial Court to have charges amended, the learned counsel for the NCB, without answering the query, had prayed to be allowed to file their objection of this criminal petition.

6. Admit the petition.

7. List again on 19th of February, 2026, allowing the NCB to file objections.

8. In the interim, the proceeding before the learned Trial Court shall remain in abeyance.

9. Respondents would be at liberty to pray for modification of the order on the next date fixed.

JUDGE

Comparing Assistant