

**HIGH COURT OF TRIPURA
AGARTALA**

BA 36 of 2024

Mona Tripura,
W/O Jibanjoy Tripura of
Pakhipara, near RBI Bricks Industry, P.S- Gondatwisa,
District- Dhalai, Tripura.

..... Applicant(s)

1. Jibanjoy Tripura
S/O Late Manmohan Tripura of Pakhipara,
Near RBI Bricks Industry,
P.S.-Gandatwisa, District-Dhalai, Tripura

2. Selenjoy Tripura
S/O Sri Naithak Kr. Tripura of Narayanpur, Mog Para,
P.S- Gandatwisa, District-Dhalai, Tripura.

..... Accused(s)

Versus

The State of Tripura

....Respondent(s)

For the Applicant(s) : Mr. Subrata Sarkar, Sr. Advocate
Ms. Ayesha Saha Hirawat, Advocate

For the Respondent(s) : Mr. S. Ghosh, Addl. P.P

Date of hearing and
Delivery of Order : 02.07.2024

Whether fit for reporting : No

HON'BLE MR. JUSTICE ARINDAM LODH

Order

This is an application for granting bail to the accused persons, namely, Jibanjoy Tripura and Selenjoy Tripura. Both of them have been arrested in connection with Birganj PS Case No.2024/BRG/010 for allegedly committing offence punishable under Section 21(b)/29 of NDPS Act, 1985.

I have heard Mr. Subrata Sarkar, learned senior counsel assisted by Ms. Ayesha Saha Hirawat, learned counsel appearing for the applicant and Mr. S. Ghosh, learned Addl. P.P appearing for the State-respondent.

Mr. Sarkar, learned counsel for the applicant has submitted that both the accused persons were allegedly carrying intermediate quantity of heroin and they have been in custody for the last 78 days. In the meantime, the investigating officer has submitted part charge-sheet and hence both the accused persons are entitled to be enlarged on bail.

In rebuttal, Mr. Ghosh learned Addl. P.P for the respondent-State has strongly opposed the bail application because of the rigors of Section 37 of the NDPS Act. It is also submitted by learned Addl. P.P that the accused persons are connected with another crime registered with the Gondatwisa Police Station, Dhalai Judicial District, Ambassa.

I have considered the submissions of learned counsel appearing for the parties and also perused the case records. In my opinion, at this stage, it is not a fit case for granting bail to the accused persons. Both the accused persons are very young and at this age, they have involved themselves in drug-peddling, which will not only spoil their life and career but also will have a tremendous adverse affect to the generations to come as it is a curse to the entire society. Entire young generation is going to be affected due to such kind of illegal drug-peddling. It is witnessed that everyday there are so many instances of seizure of illicit and contraband drugs and arrests thereof. Tripura has become a gateway and a safe corridor of trading such kind of illicit drugs.

In this situation, in my opinion, the instant bail application may be kept pending for a month. In the meantime, I direct the parents and other family members of the accused persons, namely, Jibanjoy Tripura and Selenjoy Tripura to start campaign against trading and use of drugs in their own areas/villages and the place wherefrom they hail against the use, consumption and trading of illicit and contraband goods. The family members may hold meetings with both the elderly and young people of the villages and their family members to prevent the use of drugs and trading of the same within their villages. They are to undertake the campaign at least for a month.

The Officer-In-Charge of Gondatwisa Police Station, the Block Development Officer and the Sub-Divisional Magistrate of Gondatwisa Sub-

Division are directed to assist the family members of the accused persons in conducting such campaign and prepare a report regarding reactions of the villagers and the family members of the accused persons.

The Officer-In-Charge of Gondatwisa Police Station is also directed to videograph and photograph the campaign. He may also take the assistance from the local administration. The Para Legal Volunteers (PLVs) of the Legal Services Authority of the State working under Gondatwisa Sub-Division are also directed to supervise and extend their all helps to organize the conduct of the meetings.

The Officer-In-Charge of Gondatwisa Police Station, the Block Development Officers of Gondatwisa Sub-Division, the Sub-Divisional Magistrate, Gandatwisa Sub-Division and the District Magistrate & Collector of Dhalai District are directed to send their individual report about such campaign along with photographs of holding of such meetings in the villages of the accused persons to be undertaken by their family members, as ordered in the preceding paragraphs.

10. A copy of this order be immediately sent to the Officer-In-Charge of Gondatwisa Police Station, Block Development Officer and the Sub-Divisional Magistrate of Gondatwisa Sub-Division, the District Magistrate & Collector, Dhalai District as well as to Para Legal Volunteers of the State Legal Services Authority through District Secretary, Dhalai District Legal Services Authority, for necessary compliance.

The bail application may be listed on **05.08.2024**.

A copy of this order may also be given to the learned counsel appearing for the parties.

This order is fit for newspaper publication in public interest and public awareness.

JUDGE