

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No. 22835 of 2014**

Arising out of P.S. Case No. -30 Year- 2014 Thana -  
KISHANGANJ District- KISANGANJ

- =====
1. MATHURA @ ABU TAHIR son of Late Hazi Rustam  
Resident of village- Solia P.S.- Gawalpokhar, District- Uttar  
Dinajpur (W.B.).
  2. Mainul son of Madlish Resident of village- Bocharbari P.S.-  
Gawalpokhar, District- Uttar Dinajpur (W.B.).
- .... .... Petitioner/s

Versus

The State of Bihar.

.... .... Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr. Radha Mohan Singh, Adv.

For the Opposite Party/s : Mr. Gajendra Pd.Yadav (APP)

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**CORAM: HONOURABLE JUSTICE SMT. ANJANA PRAKASH**  
**ORAL ORDER**

**04. 06.01.2015**

Heard learned counsel for the Petitioner and the  
State.

The Petitioner No. 1 seeks bail in a case  
instituted for the offences under Sections 20 & 22 of  
NDPS Act.

Considering the amount of ganja recovered from  
the possession of the Petitioner No. 1, let him be released  
on bail on furnishing bail bond of Rs. 5,000/- (Five  
Thousand) with two sureties of the like amount each or  
any other surety as fixed by the Court to the satisfaction  
of Sessions Judge-cum-Special Judge, Purnea in  
connection with Special Case No. 2 of 2014 arising out of  
Kishanganj P.S. Case No. 30 of 2014 subject to the  
following conditions:- (i) That one of the bailors will be a

close relative of the Petitioner who will give an affidavit giving genealogy as to how he is related with the Petitioner and the other bailor shall be the brother/sister/mother of the Petitioner. The bailor will also undertake to inform the Court if there is any change in the address of the Petitioner. (ii) That the bailor shall also state on affidavit that he will inform the court concerned if the Petitioner is implicated in any other case of similar nature after his release in the present case and thereafter the court below will be at liberty to initiate the proceeding for cancellation of bail on the ground of misuse. (iii) That the Petitioner will give an undertaking that he will receive the police papers on the given date and be present on date fixed for charge and if he fails to do so on two given dates and delays the trial in any manner, his bail will be liable to be cancelled for reasons of misuse. (iv) That the Petitioner will be well represented on each date and if he fails to do so on two consecutive dates, his bail will be liable to be cancelled.

**(Anjana Prakash, J.)**

Vikash/-

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