

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.30873 of 2015

Arising Out of PS.Case No. -18 Year- 2014 Thana -BEGUSARAI GRP CASE District-
BEGUSARAI

Govind Kumar Mahton @ Natwar, S/o Deep Narayan Mahton, resident of
village - Korai Tola Badia, P.S.- Garhpura, District - Begusarai

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

Appearance :

For the Petitioner/s : Mr. Ram Naresh Singh, Advocate

For the Opposite Party/s : Mr. Anuj Kumar Srivastava, APP

CORAM: HONOURABLE MR. JUSTICE ASHWANI KUMAR SINGH
ORAL ORDER

2 22-07-2015

Heard learned counsel for the petitioner and learned
counsel for the State.

The petitioner seeks bail in connection with Barauni
Rail P.S. Case No. 18 of 2014 registered for the offence
punishable under Sections 20 and 22 of the N.D.P.S. Act.

The prayer for bail of the petitioner was earlier
rejected by this Court vide order dated 26.09.2014 passed in Cr.
Misc. No.34918 of 2014.

According to the prosecution case, altogether four
Ativan tablets were recovered from the possession of the
petitioner.

It has been contended that by now the petitioner has remained in custody for more than fifteen months. Ativan (Lonazepam), an anti anxiety medicine is merely a white powder almost insoluble in water. Each Ativan tablet to be taken orally containing 0.5 mg., 1 mg. or 2 mg. Lonazepam. On the basis of the aforesaid submission, it has been contended that even if the allegations made in the FIR is taken on its face value, the recovery of Ativan tablets would involve quantity for which the petitioner may be awarded maximum punishment of six months.

Regard being had to the facts and circumstances of the case, the petitioner Govind Kumar Mahton @ Natwar is directed to be released on bail on furnishing bail bond of Rs. 10,000/- (Ten Thousand) each with two sureties of the like amount each to the satisfaction of the learned 1st Additional Sessions Judge-cum-Special Judge, Begusarai in connection with NDPS Case No. 02 of 2014 arising out of Barauni Rail P.S. Case No. 18 of 2014.

(Ashwani Kumar Singh, J.)

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