

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.56108 of 2015

Arising Out of PS.Case No. -455 Year- 2015 Thana -LAHERIASARAI District- DARBHANGA

=====

Raja Yadav Son of Late Ramashray Yadav resident of village - Maqsudpur,
P.S. Hayaghat, District - Darbhanga.

.... Petitioner

Versus

The State of Bihar.

.... Opposite Party

=====

Appearance :

For the Petitioner/s : Mr. Madhusudan Kumar, Advocate
For the Opposite Party/s : Mr. Abhay Kumar 1 , APP

=====

CORAM: HONOURABLE MR. JUSTICE ASHWANI KUMAR SINGH

ORAL ORDER

2 15-12-2015 Heard learned counsel for the petitioner and learned
counsel for the State.

The petitioner seeks bail in connection with Laheriasarai
P. S. Case No. 455 of 2015 registered under Sections 20 and 22 of
Narcotic Drugs and Psychotropic Substances Act, 1985 (for short
“NDPS Act”).

It is contended that the investigating agency did not
comply with the mandatory requirements of Sections 52, 55 and
57 of NDPS Act. The search and seizure of contraband was also
made in contravention to the mandatory provisions prescribed
under the NDPS Act. It is further contended that there is no report
of any laboratory that the articles seized from the possession of the

petitioner was *ganja*.

On the other hand, learned counsel for the State has opposed the application for grant of bail to the petitioner.

Be that as it may, regard being had to the recovery of 500 gm. *ganja*, which is small quantity in view of Section 20(b)(ii)(A) of NDPS Act, the above named petitioner, who is said to be in custody since 05.09.2015, is directed to be released on bail on furnishing bail bond of Rs.10,000/- (Ten thousand only) with two sureties of the like amount each to the satisfaction of learned Incharge Sessions Judge, Darbhanga in Laheriasarai P. S. Case No. 455 of 2015.

(Ashwani Kumar Singh, J.)

Kanchan/-

U		T	
---	--	---	--