

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.14435 of 2015

Arising Out of PS.Case No. -559 Year- 2014 Thana -BAHERA District- DARBHANGA

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1. Rajeev Singh son of Baiju Singh Resident of Village - Nanda Patti, Post - Benipur, Police Station - Bahera, District - Darbhanga.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Pankaj Kumar Jha
For the Opposite Party/s Mr. Surendra Kr.(App)

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CORAM: HONOURABLE MR. JUSTICE HEMANT KUMAR SRIVASTAVA
ORAL ORDER

02/ 07.04.2015 Heard learned counsel for the petitioner as well as learned Addl. Public Prosecutor for the State.

It is alleged that 10 kgs. ganja as well as 10 plants of ganja were recovered from the joint house of the petitioner.

Learned counsel for the petitioner drew my attention towards photostat copy of seizure list and submitted that in seizure list only 8 kgs. Ganja along with plastic bag is said to have been recovered and one Shailendra Prasad claimed himself to be owner of the aforesaid ganja and, moreover, no seizure was made of so-called ganja plants. It is further contended by him that even if it is assumed that 8 kgs. ganja along with plastic bag was recovered from the joint house of the petitioner, then also, aforesaid ganja comes under the purview of small quantity and for the aforesaid recovery, petitioner is in jail custody since 28.12.2014.

Considering the aforesaid facts and circumstances as well as

submissions of the parties, let the petitioner be released on bail on furnishing bail bonds of Rs 10,000/- with two sureties of the like amount each to the satisfaction of the Special Judge, Darbhanga in Bahera P.S. Case no. 559/2014 corresponding to GO no.07/2014.

shahid

(Hemant Kumar Srivastava,J)

