

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.19182 of 2016

Arising Out of PS.Case No. -3 Year- 2016 Thana -RANIYATALAB District- PATNA

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Shankar Prasad Yadav, son of Late Nathuni Yadav, resident of Chihuta,
P.S.-Rani Talab, District-Patna

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ghanshyam Tiwary

For the Opposite Party/s : Mr. Ashraf Ansari(App)

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CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH
ORAL ORDER

2 02-05-2016 Petitioner is languishing in custody since
04.01.2016 in a case registered for the offences punishable
under Sections 20, 22 of the N.D.P.S. Act.

In front of the door of the petitioner nine
ganja plants were seized by the informant. The offence under
Section 20(a) is made out when someone cultivates any
cannabis plant but recovery of nine stray plants does not come
within the purview of cultivation. The word cultivation has not
been defined under NDPS Act.

It is submitted by learned counsel for the
petitioner that petitioner has no criminal antecedent. A
statement to that effect has been made in para 3 of the petition.
It is further submitted that investigation has already
concluded.

Considering the aforesaid facts, let the
petitioner, above named, be released on bail on furnishing bail

bond of Rs. 10,000/-(ten thousand) with two sureties of the like amount each to the satisfaction of learned Additional District Judge-II, Patna in connection with Special Case No. 1 of 2016, Trial No. 19 of 2016, arising out of Ranitalab P.S. Case No. 3 of 2016.

(Dinesh Kumar Singh, J)

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