

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.51459 of 2015

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1. Rohit Ram Son of Jagdish Ram, Resident of Village- Dengra Bajarga,
P.S.- Baisi, District- Purnea.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Rana Vikram Singh

For the Opposite Party/s : Mr. Anil Prasad Singh (App)

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**CORAM: HONOURABLE MR. JUSTICE JITENDRA MOHAN
SHARMA**
ORAL ORDER

3 16-02-2016 Heard the learned counsel for the petitioner as well as
the learned A.P.P for the State.

The petitioner seeks bail in a case for the offences
punishable under sections 20, 21 and 22 of the N.D.P.S. Act.

Allegedly, the petitioner was caught after chase and
from his possession one bag containing six kgs of ganja was
recovered and the petitioner stated that the same was handed over
by Kamlesh.

Submission is of false implication and that the
recovered article does not come under the purview of the
commercial quantity and the mandatory provision of N.D.P.S. Act
has not been complied with, the petitioner has been made victim
of the circumstances resulting he is suffering in custody since

01.07.2015, he has got no criminal antecedent and as such the petitioner deserves sympathetic consideration.

The learned A.P.P. fairly submits that now the petitioner by remaining in custody has been sufficiently penalized.

In the facts and circumstances as stated above, considering detention of the petitioner, now he is directed to 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 the Sessions Judge- Cum- Special Judge, Kishanganj in Special Case No. 105 of 2015 arising out of Kishanganj P.S. Case No. 245 of 2015, subject to the conditions that one of the bailors must be a near relative and another having sufficient immovable property within the territorial jurisdiction of the court concerned and the petitioner shall remain present on each and every date during trial and the default on two consecutive dates on his part without any reason shall disentitle the petitioner from privilege of bail.

(Jitendra Mohan Sharma, J)

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