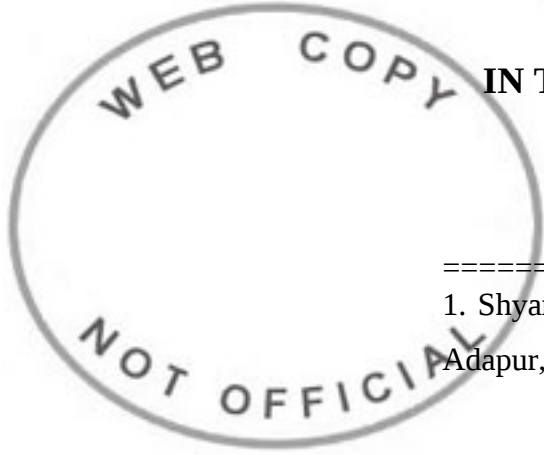




IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.36767 of 2016

Arising Out of PS.Case No. -41 Year- 2015 Thana -KANGALI District-
WESTCHAMPARAN(BETTIAH)

=====

1. Shyam Babu Ram Son of Indrajit Ram Resident of Village- Pakri, P.S.
Adapur, District- East Champaran, Motihari.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Mukesh Kumar, Advocate

For the Opposite Party/s : Mr. Md. Ashlam Ansari

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CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH
ORAL ORDER

2 30-08-2016 Heard learned counsel for the
petitioner and the State.

Petitioner is languishing in custody
since 06.08.2015 in a case registered for the offences
punishable under Sections 20, 22, 23 of the Narcotics
Drugs and Psychotropic Substances Act.

The prosecution case is that the
petitioner and others were apprehended while trying to
escape from the trolley of a tractor, 2.800 K.g ganja was



recovered from them. The apprehended persons disclosed their name as co-accused Mukesh Kumar Mandal and Shyam Babu Ram (petitioner).

It is submitted by the learned counsel for the petitioner that it is not clear from the F.I.R. as how much ganja was recovered from each accused. The tractor was not registered in the name of the petitioner. Statement has been made in para-3 of the petition that petitioner has no criminal antecedent.

Considering the quantity of recovery and the period of custody, let the above named petitioner, be released on bail on furnishing bail bonds of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned 2nd Additional Sessions Judge-cum-Special Judge (N.D.P.S. Act), Bettiah, West Champaran, in connection with N.D.P.S. Case No. 12 of 2015, arising out of Kangli P.S. Case No. 41 of 2015.

The bail bonds of the petitioner shall be accepted by the learned court below on filing affidavit that he will regularly co-operate in the investigation. Non co-operation in the investigation or in case of default in appearing before the learned court below for two consecutive occasions or getting substantially involved in similar nature of offence will give

liberty to the learned court below to cancel the bail bonds of the petitioner.

(Dinesh Kumar Singh, J)

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