

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.45635 of 2016

Arising Out of PS.Case No. -376 Year- 2016 Thana -KISHANGANJ District- KISANGANJ

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Md. Sartaj, son of Late Md. Taz, resident of Ruidhasa Khanka, Ward No. 24, Police Station - Kishanganj, District - Kishanganj.

.... Petitioner

Versus

The State of Bihar.

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Dilip Kumar Singh

For the Opposite Party/s : Mr. A.P.P.

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CORAM: HONOURABLE MR. JUSTICE RAKESH KUMAR
ORAL ORDER

2 16-12-2016 Heard Sri Dilip Kumar Singh, learned counsel for the petitioner and learned Addl. Public Prosecutor.

The sole petitioner, who is in custody since 20.08.2016 in Special Case No.12 of 2016 arising out of Kishanganj P.S. Case No.376 of 2016 registered for the offence under Sections 21,22 and 23 of the N.D.P.S.Act, has prayed for grant of bail.

By way of referring to the statement made in paragraph no.3 of the petition, it was submitted by learned counsel for the petitioner that the petitioner is having clean antecedent. It has further been argued that of course, alleged recovered Ganja was lesser than the smaller quantity, in the present case, it was shown as if the quantity of Ganja was weighing about 1Kg 200



gm.

Considering the recovered quantity of Ganja, clean antecedent as well as period of custody,, let the petitioner, namely, Md. Sartaj 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 learned Sessions Judge-cum-Special Judge, Kishanganj in connection with Special Case No. 12 of 2016 arising out of Kishanganj P.S. Case no.376 of 2016 with conditions that (i) one of the bailors must be blood relation of the petitioner and (ii) during the trial, on each and every date the petitioner shall remain physically present before the court below. If continuously on two dates, he remains absent without prior permission of the trial court, his bail bound shall stand automatically cancelled. .

(Rakesh Kumar, J)

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