

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.21340 of 2016

Arising Out of PS.Case No. -842 Year- 2015 Thana -SASARAM NAGAR District- SASARAM
(ROHTAS)

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Yashmin W/o Noor Mohammad

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Harsh Singh, Advocate

For the Opposite Party/s : Mr. Narendra Kumar Singh (App)

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CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH
ORAL ORDER

2 13-05-2016

Heard learned counsels for the petitioner and the

State.

The petitioner is languishing in custody since
28.07.2015 in a case registered for the offences punishable under
sections 21, 22, 24 of The Narcotic Drugs and Psychotropic
Substances Act and 414 of the Indian Penal Code.

Prosecution case is that on 27.02.2015 on secret
information the petitioner, co-accused Shabir Noor Mohammad
and Deepak Kumar were apprehended while they were travelling
on a motorcycle. On search, from the possession of the petitioner
58 gram Heroine like material, two mobile phones and Rs.5000/-
cash were recovered. From the possession of co-accused Shabir
Noor Mohammad one mobile phone and from the possession of
co-accused Deepak Kumar one motorcycle were recovered.

It is submitted by learned counsel for the petitioner that the FIR suggests that on suspicion the seized contraband was treated as Heroine like material. The FSL report reflects that the seized contraband was found to be 'Alprazolam' which is commercially known as 'Alprax', which does not come under the Narcotic Substance. A statement has been made in paragraph 3 of the petition that the petitioner has no criminal antecedent. It is further submitted that the investigation has already concluded.

Considering the FSL report and the fact that the petitioner is a lady, let the above named petitioner 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 Sessions Judge-VIII, Rohtas, Sasaram, in connection with Sasaram (T) P.S. Case No.842/2015.

(Dinesh Kumar Singh, J)

Ashwini/-

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