

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.42391 of 2016

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Chhabil Kumar S/o China Paswan R/o Village- Mathar Diyara, P.S.-
Muffasil District- Khagaria.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Pankaj Kumar Jha

For the Opposite Party/s : Mr. Sri Yogendra Kumar

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CORAM: HONOURABLE MR. JUSTICE RAKESH KUMAR
ORAL ORDER

2 08-12-2016 Heard Sri Sanjay Kumar, learned counsel, assisted
by Sri Pankaj Kumar Jha, learned counsel for the petitioner and
Sri Yogendra Kumar, learned Addl. Public Prosecutor.

The sole petitioner, who is in custody since
13.08.2016 in Special Case No.12/2016 arising out of Excise Case
No.22/2016 registered for the offence under Sections 20(b) of the
N.D.P.S. Act, has prayed for grant of bail.

It was submitted by learned counsel for the
petitioner that the petitioner is in custody on an allegation of
possessing only 30 gms of Ganja. He submits that as per N.D.P.S.
Act, smaller quantity is 1 Kg, whereas recovered ganja is much
lesser than the smaller quantity.

Learned Addl. Public Prosecutor has opposed the
prayer for bail.



However, considering the smaller quantity of ganja to the extent of 30 gms, let the petitioner, namely, Chhabil Kumar 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 Sri Arun Kumar Sharma, learned Sessions Judge-cum-Special Judge, Khagaria in connection with Special Case No.12/2016 arising out of Excise Case no.22/2016.

(Rakesh Kumar, J)

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