

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.17033 of 2017

Arising Out of PS.Case No. -13 Year- 2017 Thana -LAKHNAUR District- MADHUBANI

=====

Dhirendra Kumar Mahto, son of Sri Ramdeo Mahto, Resident of Village-
Bela, P.S.- Lakhnour, Distt- Madhubani.

.... Petitioner/s

Versus

The State of Bihar.

.... Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr. Md. Soban Asghar

For the Opposite Party/s : Mr. Sri Narsingh Tanti

=====

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

2 03-05-2017 Heard learned counsel for the petitioner and learned
counsel representing the State.

The petitioner seeks bail in connection with
Lakhnour P.S. Case No. 13 of 2017 registered for the offences
punishable under sections 20(b) B/25 of the NDPS Act.

Allegedly, from the betel shop of the petitioner 1 kg
250 gms. of Ganja besides 450 gms. Bhang and cash of Rs. 1302/-
one mobile, was recovered.

Submission is false implication and nothing has been
recovered from the possession of the petitioner. The petitioner has
been made victim of the circumstances. The mandatory provision
of the NDPS Act has not been followed. The petitioner is suffering
in custody since 29.01.2017 and, as such, he deserves sympathetic



consideration.

The learned A.P.P. opposes the prayer of bail.

In the facts and circumstances stated above and considering the recovery of Ganja which is little more than small quantity and as such, the petitioner is directed to be released on bail on execution of bail bond of Rs. 10,000/- (ten thousand) with two sureties of like amount each to the satisfaction of the learned Sessions Judge-cum-Special Judge, Madhubani, in connection with Lakhnour P.S. Case No. 13 of 2017, 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)

Ravi/-

U		T	
---	--	---	--

