

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.6174 of 2017

Arising Out of PS.Case No. -83 Year- 2016 Thana -PARIHAR District- SITAMARHI

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AJAY RAUT @ AJAY KUMAR RAUT S/o Sita Ram Raut, R/v-
Luxmipur, P.S.-Maldawa (malgewa), Distt.Sarlahi (Nepal).

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Vijay Kumar Sinha

For the Opposite Party/s : Mr. Smt. Reena Sinha

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CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH
ORAL ORDER

2 10-05-2017

The petitioner has renewed his prayer for bail

in a case registered for the offences punishable under Sections 20,
22, 23 of the Narcotic Drugs & Psychotropic Substances Act.

The prosecution case is that on the information
that co-accused Bajrangi Rai deals in trade of ganja and from
whom the petitioner has brought ganja from Nepal, the raid was
conducted and from the possession of the petitioner and co-
accused Bajrangi Rai 8.8 Kg. of ganja was recovered.

It is submitted by learned counsel for the
petitioner that petitioner is languishing in custody since
17.06.2016. The recovery is between small and commercial
quantity. The petitioner has no criminal antecedent. A statement to
that effect has been made in para 3 of the petition. Moreover, co-



accused Bajrangi Rai has been granted bail by a coordinate Bench of this Court vide order dated 03.05.2017 passed in Cr. Misc. No. 40045 of 2016.

Considering the recovery between small and commercial quantity, petitioner having no criminal antecedent and co-accused has been granted bail by a coordinate Bench of this Court, let the petitioner, above named, 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 1st Additional District Judge-cum-Special Judge, Sitamarhi in connection with Parihar P.S. Case No. 83 of 2016.

Learned Court below will be at liberty to positively cancel the bail bonds of the petitioner, if the petitioner defaults for two consecutive occasions during trial or indulge in similar nature of offence.

(Dinesh Kumar Singh, J)

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