

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.48357 of 2018

Arising Out of PS. Case No.-158 Year-2017 Thana- UDWANTNAGAR District- Bhojpur

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Brajesh Singh @ Mukhiya, Son of Late Kuldeep Singh, resident of Village-
Masad, P.S.- Udvantnagar, District- Bhojpur.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Shashi Shekhar Kumar Prasad
For the Opposite Party/s : Mr. Smt. Reena Sinha

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

3 06-09-2018 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner is apprehending his arrest in a case
registered under Sections 20 and 22 of the N.D.P.S. Act.

The prosecution case, in short, is that 8 kg ganja is
recovered in this case.

It has been submitted on behalf of the petitioner that
the petitioner has got no criminal antecedent. There is no
allegation of tampering of witnesses alleged against the
petitioner. The petitioner has been made accused due to mistake
of fact. As per the accusation, 8 kg ganja is alleged to have been
recovered from the house of the petitioner. The search and
seizure was made in his absence. The recovered ganja is below



the commercial quantity. There is no compliance of Sections 42 and 50 of the N.D.P.S. Act.

On behalf of the State, it is submitted that the petitioner is named in the F.I.R./complaint case.

Considering the aforesaid facts and circumstances, let the petitioner, above named, in the event of arrest/surrender before the learned court below within a period of six weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of learned Sessions Judge, Bhojpur, Ara in connection with Udvantnagar P.S. Case No. 158/17, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Sudhir Singh, J)

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