

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.19927 of 2018

Arising Out of PS. Case No.-315 Year-2017 Thana- ARA NAWADA District- Bhojpur

Kamlesh Paswan Son of Mudrika Ram Resident of Kadwa Tola, Nawada Ben,
P.S. Udwant Naghar, District- Bhojpur, Bihar.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Sudha Chandra

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

CORAM: HONOURABLE MR. JUSTICE ARUN KUMAR
ORAL ORDER

4 21-06-2018 Heard learned counsel for the petitioner and the
learned APP for the State.

Petitioner, already in custody, seeks bail in connection
with Ara Nawada PS Case No.315 of 2017, giving rise to NDPS
Special Case No.28 of 2017 registered under Sections 8(c),
20(b) (ii) C of the NDPS Act.

Allegation in brief is that four persons were
apprehended by the police at the railway station found carrying
Ganja in gunny bags. The petitioner is said to have been
carrying 26 Kgs. of *Ganja* along with Satendra Kumar.

Learned counsel for the petitioner submits that the
seizure list does not indicate that *Ganja* was recovered from
exclusive possession of the petitioner rather it states that 26
Kgs. of *Ganja* was recovered from possession of this petitioner
along with one Satendra Kumar and Satendra Kumar has been



admitted to bail by a coordinate Bench of this Court vide order dated 04.12.2017 passed in Cr. Misc. No.50404 of 2017 and seeks bail on the ground of parity. He further submits that another co-accused Chandan Kumar Singh @ Chandan Singh too has been admitted to bail by a coordinate Bench of this Court vide order dated 10.01.2018 passed in Cr. Misc. No.62922 of 2017.

Having regard to the aforesaid facts, especially the seizure list showing recovery not from exclusive possession of the petitioner, petitioner Kamlesh Paswan is directed to 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 District & Sessions Judge, Bhojpur, Ara in connection with Ara Nawada PS Case No.315 of 2017, giving rise to NDPS Special Case No.28 of 2017 subject to verification of criminal antecedent of the petitioner, if any criminal antecedent is found against the petitioner, he shall not be released.

(Arun Kumar, J)

S.KUMAR/-

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

