

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.70517 of 2018

Arising Out of PS. Case No.-32 Year-2018 Thana- SAKATPUR District- Darbhanga

Santosh Choudhary Son of Late Prabhu Narayan Chaudhary @ Late Prabhu
Nr. Choudhary Resident of Village-Nadiyami, Police Station Sakatpur, Distt.-
Darbhanga

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Nilendu Kumar Choudhary
For the Opposite Party/s : Mr. Sri Ram Priya Saran Singh

CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

2 12-12-2018 Heard the learned counsel for the petitioner and the
learned APP for the State.

The petitioner seeks regular bail in connection with
G.O. Case No. 06 of 2018 arising out of Sakatpur P.S. Case No.
32 of 2018 for the offences punishable under Sections 8/20(b)
(ii) of the N.D.P.S. Act.

The allegation is regarding recovery of 100 grams of
ganja from possession of the petitioner as well as 100 grams of
ganja from the possession of co-accused, namely, Mangal
Chaupal @ Resham Chaupal, when they were apprehended by
the police.

The learned counsel for the petitioner has submitted
that the alleged recovery of ganja comes within small quantity
under the N.D.P.S. Act, moreover, the same was not recovered



from possession of the petitioner. It is further submitted that similarly situated co-accused person, namely, Mangal Chaupal @ Resham Chaupal has already been granted bail by this Court by order dated 06.08.2018 passed in Cr. Misc. No. 45340 of 2018. It is stated that the petitioner has no criminal antecedent and he is languishing in custody since 02.06.2018.

Having regard to the facts and circumstances of the case, the petitioner, above named, is directed to be enlarged on regular bail on furnishing bail bonds of Rs. 10,000/- with two sureties of the like amount each to the satisfaction of learned Special Judge/ Sessions Judge, Darbhanga, Bihar, in connection with G.O. Case No. 06 of 2018 arising out of Sakatpur P.S. Case No. 32 of 2018.

(Mohit Kumar Shah, J)

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