

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.29808 of 2019

Arising Out of PS. Case No.-84 Year-2019 Thana- GARDANIBAG District- Patna

SUNIL KUMAR Son of Upendra Rai Resident of Mohalla- Bettiah Beldari,
P.S.- Bettiah, District- West Champaran. A/P Rajesh Engineering Mahabir
Colony, P.S.- Beur, District- Patna.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Dr. Chandra Shekhar Azad
For the Opposite Party/s : Mr.Mukeshwar Dayal

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

4 27-09-2019 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner seeks bail in a case registered under
Sections 21(B-ii)/25/27 of N.D.P.S. Act.

The allegation is that 34.770 grams of heroin is
recovered.

It has been submitted on behalf of the petitioner that
the petitioner is in custody since 7.2.2019 and has got no
criminal antecedent. Charge sheet has been submitted in this
case. There is no allegation of tampering of witnesses alleged
against the petitioner. It is alleged that 34.770 grams of heroin is
recovered. Same is below the commercial quantity. Hence,
Section 37 of N.D.P.S. Act is not applicable in the present case.



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

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

Considering the aforesaid facts and circumstances, let the petitioner, above named, be released on 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, Patna in connection with Special case No.19 of 2019 arising out of Gardanibagh P.S. case No.84 of 2019.

(Sudhir Singh, J)

Narendra/-

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