

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.34147 of 2019

Arising Out of P.S. Case No.-42 Year-2018 Thana- KOTHIGRAM District- Gaya

1. PAPPU SINGH, aged about 26 years, male, Son of Darshan Singh Resident of Village - Sardulgarh, P.S.- Sardulgarh, Distt - Mansa
2. Harpal Singh, aged about years, male, Son of Late Pritam Singh Resident of Village - Sardulgarh, P.S.- Sardulgarh, Distt - Mansa

... .. Petitioners

Versus

THE STATE OF BIHAR

... .. Opposite Party

Appearance :

For the Petitioners : Mr. Sudhir Kumar Sinha, Advocate
For the Opposite Party : Mr. Jagdhar Prasad, APP

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

3 28-08-2019 Heard learned counsel for the petitioners and learned
Additional Public Prosecutor.

The petitioners are in custody in connection with
Kothi P.S. Case No.42 of 2018 registered for an offence under
Sections 8/20(b)(ii)(c), 25 and 29 of the NDPS Act.

It is alleged that there is recovery of 8.560 k.g. of
Doda from the possession of petitioner no.1 and 8.280 k.g. of
Doda from the possession of petitioner no.2.

It is submitted on behalf of the petitioners that nothing
has been recovered from the conscious possession of the
petitioners. Petitioners have got no criminal antecedent and they
are in custody since 13.08.2018. He further submits that



provision of Section 50 of the NDPS Act has not been complied with. It is further submitted that Doda is cover of opium fruit which is said to have been recovered. He further submits that under NDPS Act, 50 kg. of Doda is commercial quantity.

In the view of the aforesaid facts, let the above named petitioners be released on bail on furnishing bail bond of Rs.10,000/- (ten thousand) each with two sureties of the like amount each to the satisfaction of learned Additional District & Sessions Judge-II-cum-Special Judge, NDPS Act, District-Gaya in connection with NDPS Case No.8 of 2018/28 of 2018 arising out of Kothi P.S.Case No.42 of 2018 with condition that petitioners shall fully cooperate in the trial of the case, failing which the Court below shall be at liberty to cancel the bail bond of the petitioners.

(Prabhat Kumar Singh, J)

B.Kr./-

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

