

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.32192 of 2019**

Arising Out of PS. Case No.-39 Year-2019 Thana- LAUKAHA District- Madhubani

Subhash Kumar Yadav Son of Shiv Kumar Yadav Resident of Village -  
Jhahuri, P.S.- Laukhi, District- Madhubani

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr.Sanjiv Kumar

For the Opposite Party/s : Mr.Narendra Kumar Singh

**CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH**  
**ORAL ORDER**

2      16-05-2019                      Heard learned counsel for the petitioner and learned  
APP for the State.

The petitioner seeks bail in a case registered under  
Sections 20(b)(ii)(c) of Narcotic Drugs and Psychotropic  
Substances Act.

The prosecution case in brief is that the informant along  
with police personnel proceeded for patrolling and when  
reached near brick kiln of one Bimal Kumar, a person was seen  
coming from western side having a bag on his cycle. Seeing  
police party, he tried to flee away but on chase, that person i.e.  
the petitioner was apprehended. Two kgs ganja is said to have  
been recovered.

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 is in custody since 02-03-2019. Two kgs. of Ganja is alleged to have been recovered from possession of the petitioner. The same is below the commercial quantity. Hence, there is no application of Section 37 of NDPS Act. There is no compliance of Sections 42 & 50 of N.D.P.S. Act.

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

Considering the aforesaid facts and circumstances, the petitioner named above is directed to 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, Madhubani in connection with N.D.P.S. Case No. 06 of 2019 arising out of Laukaha P.S. Case No. 39 of 2019.

**(Sudhir Singh, J)**

A.K.V.//-

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