

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.41457 of 2019

Arising Out of PS. Case No.-416 Year-2018 Thana- BEUR District- Patna

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Rakesh Ranjan @ Ketul S/o Nand Kishore Prasad @ Hira Yadav @ Nand Kishore Yadav Resident of Balmichak, P.S.- Phulwari Sharif, District- Patna

... .. Petitioner/s

Versus

1. THE STATE OF BIHAR
2. Union of Indian through the Chief Secretary, New Delhi Government of India

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Pankaj Kumar Das
For the Opposite Party/s : Mr.Choubey Jawahar

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 05-07-2019 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner seeks bail in a case registered under Section
21 of the NDPS Act.

Allegedly, 7.920 gms Heroine was recovered from
possession of the petitioner.

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 26-12-2018. Charge sheet has
already been submitted. 7.920 gms Heroine is said to have been
recovered from possession of the petitioner. Same is below the



commercial quantity. Hence Section 37 of the NDPS Act is not applicable in the present case. There is no compliance of Section 42 & 50 of NDPS Act. The other co-accused with similar allegation has been granted bail by this court vide order dated 17-05-2019 passed in Cr. Misc. No. 28326 of 2019.

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, 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 A.D.J.-XVI, Patna in connection with Beur P.S. Case No. 416 of 2018, Special Case No. 147 of 2018.

(Sudhir Singh, J)

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