

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.41701 of 2019

Arising Out of PS. Case No.-83 Year-2019 Thana- SAMSTIPUR RAIL P.S District-
Samastipur

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CHHOTU KUMAR PASWAN @ CHHOTE KUMAR PASWAN Son of
Khokhai Paswan Resident of Village - Naya Nagar, Ward No. 9, P.S. -
Ghanshyampur, District - Darbhanga.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Ranjit Kumar Yadav

For the Opposite Party/s : Mr.Aditya Narayan Singh.1

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 08-07-2019 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner seeks bail in a case instituted for the
offences under Sections 20 and 22 of the N.D.P.S. Act.

The prosecution case in short is that 8 kg 700 gm
ganja is recovered in this case.

It has been submitted on behalf of the petitioner that
the petitioner is in custody since 19.4.2019 and has got no
criminal antecedent. There is no allegation of tampering of
witnesses alleged against the petitioner. Charge-sheet has been
submitted in the present case. 8 kg 700 gm ganja is alleged to
have been recovered. The same is below the commercial
quantity. Hence, Section 37 of the N.D.P.S. Act is not applicable



in the present case. There is no compliance of Sections 42 and 50 of the 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, it is directed that 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-cum- Special Judge, Samastipur in connection with Samastipur Rail P.S. Case No. 83/2019.

(Sudhir Singh, J)

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