

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.45489 of 2019

Arising Out of PS. Case No.-36 Year-2019 Thana- ISLAMPUR District- Nalanda

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1. MAHENDRA PRASAD Son of late Chandeshwar Prasad Resident of Village - Laljibigha @ Lalji Vigha, P.S.- Islampur, Distt - Nalanda.
 2. Manoj Prasad Son of Mahendra Prasad Resident of Village - Laljibigha @ Lalji Vigha, P.S.- Islampur, Distt - Nalanda.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr.Vikam Deo Singh
		Mr. Rabindra Prasad Singh
For the Opposite Party/s :		Mr.Ramchandra Singh

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 23-07-2019 Heard learned counsel for the petitioners and learned
APP for the State.

The petitioners seek bail in a case instituted for the
offences under Section 22 of the N.D.P.S. Act.

The prosecution allegation in short is that 1 kg ganja
has been recovered in this case.

It has been submitted on behalf of the petitioners that
the petitioners are in custody since 23.5.2019. There is no
allegation of tampering of witnesses alleged against the
petitioners. Charge-sheet has been submitted in the present case.
One kg 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 petitioners are named in the F.I.R.

Considering the aforesaid facts and circumstances, it is directed that the petitioners, 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, Nalanda, Bihar Sharif in connection with Islampur P.S. Case No. 36 of 2019.

(Sudhir Singh, J)

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