

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.48394 of 2019

Arising Out of PS. Case No.-73 Year-2019 Thana- BRAHMPUR District- Buxar

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1. Dinanath Yadav Son of Late Rajiv Nandan Yadav Resident of Village- Chakki Laxman Dera, P.S.- Brahmpur, District- Buxar.
 2. Salik Yadav @ Shiv Shankar Yadav Son of Late Dev Narayan Yadav Resident of Village- Chakki Bhola Dera, P.S.- Brahmpur, District- Buxar.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Birendra Kumar Singh

For the Opposite Party/s : Mr.Ajit Kumar

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 02-08-2019 Heard learned counsel for the petitioners and learned
APP for the State.

The petitioners seek bail in a case registered under Section
15©, 18(B)(C) of the NDPS Act.

Allegedly, the petitioners leased their land to some person
who is said to have been cultivating opium on the land.

It has been submitted on behalf of the petitioners that the
petitioners have got no criminal antecedent. There is no
allegation of tampering of witnesses alleged against the
petitioners. The petitioners are in custody since 18-06-2019.
Charge sheet has already been submitted. The petitioners have
been made accused in the present case due to mistake of fact.



The other accused who had taken the land of the petitioner on lease, were cultivating opium. The petitioners had no knowledge that the opium is being cultivated by the other co-accused on the leased land.

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

Considering the aforesaid facts and circumstances, let the petitioners, above named, be released on bail on furnishing bail bonds of Rs.10,000/- (Ten thousand) each with two sureties of the like amount each to the satisfaction of learned District Judge-cum-Special Judge, NDPS, Buxar in connection with Brahmpur (Chakki) P.S. Case No. 73 of 2019.

(Sudhir Singh, J)

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