

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.50136 of 2019

Arising Out of PS. Case No.-120 Year-2019 Thana- MOUZAHDIPUR District- Bhagalpur

Lalita Devi Wife of - Late Thakur Sah Resident of Village- Aliganj (Dhobi-Tola), P.S.- Babarganj (Mojahidpur), District- Bhagalpur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Pawan Kumar Singh
For the Opposite Party/s : Mr.Rina Sinha

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 09-08-2019 Heard learned counsel for the petitioner and learned
APP for the State.

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

Allegedly, 100 gms of 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 03-05-2019. Charge sheet has
already been submitted. 100 gms Ganja 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.

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 Additional Sessions Judge-II, Bhagalpur in connection with N.D.P.S. Case No. 08 of 2019 arising out of Mojahidpur (Babarganj) P.S. Case No. 120 of 2019.

(Sudhir Singh, J)

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