

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.55359 of 2019

Arising Out of PS. Case No.-190 Year-2019 Thana- KHIJARSARAI District- Gaya

Manoj Kumar Sharma Son of Late Anand Mohan Sharma Resident of
Village- Saidpur, Police Station- Khizarsarai, District- Gaya.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Manish Kumar No2

For the Opposite Party/s : Mr.Damodar Prasad Tiwary

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 04-09-2019 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner seeks bail in a case registered under
Sections-20 & 22 of the NDPS Act.

Allegedly, 125 gms Ganja was recovered from Gumti 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 08-07-2019. 125 gms Ganja is said
to have been recovered from Gumti 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 Sections 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 Sessions
Judge, Gaya in connection with N.D.P.S. Case No. 46 of 2019
arising out of Khizersarai P.S. Case No. 190 of 2019.

(Sudhir Singh, J)

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