

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.61819 of 2019

Arising Out of PS. Case No.-262 Year-2019 Thana- TEGHRHA District- Begusarai

BALMIKI RAI Son of Orasil Ray Resident of Village - Gosain Tola, Ward
No. 12 (Now, Ward No. 13), P.S.- Teghra, District- Begusarai

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Sidhendra Narayan Singh
For the Opposite Party/s : Mr.Binod Kumar

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 14-10-2019 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 1.5 kg ganja was
recovered in this case.

It has been submitted on behalf of the petitioner that
the petitioner is in custody since 16.7.2019 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. The petitioner has been made
accused due to mistake of fact. 1.5 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 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, Begusarai in connection with NDPS Case No. 22/19, CIS No. 27/19 arising out of Teghra P.S. Case No. 262/19.

(Sudhir Singh, J)

Pankaj/-

U		T	
---	--	---	--

