

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.15631 of 2020**

Arising Out of PS. Case No.-507 Year-2019 Thana- KHAJEKALA District- Patna

1. MANJU DEVI W/o Sri Baliram Sah Resident of Mohalla- Chaughara Gali, Noon Ka Chauraha, P.S.- Khajekalan, Distt- Patna.
2. Baliram Sah S/o Late Ram Lakhan Sah Resident of Mohalla- Chaughara Gali, Noon Ka Chauraha, P.S.- Khajekalan, Distt- Patna.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

**Appearance :**

|                          |   |                                                                                                |
|--------------------------|---|------------------------------------------------------------------------------------------------|
| For the Petitioner/s     | : | Mr. Arvind Kumar Mouar, Advocate<br>Mr. Harish Kumar, Advocate<br>Mr. Raj Krisan Jha, Advocate |
| For the Opposite Party/s | : | Mr. C. Jawahar, APP                                                                            |

**CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH**  
**ORAL ORDER**

2      06-03-2020                      Heard learned counsel for the petitioners and learned  
APP for the State.

The petitioners seek bail in a case registered under  
Sections 20 and 22 of the N.D.P.S. Act.

Allegation is that 145 grams of smack is recovered.

It has been submitted on behalf of the petitioners that  
the petitioners are in custody 26.11.2019 and have got no  
criminal antecedent. Charge sheet has been submitted in this  
case. There is no allegation of tampering of witnesses alleged  
against the petitioners. It is alleged that 145 grams of smack is  
recovered. Same is belong 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, let 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 District and Sessions Judge-cum-Special Judge, N.D.P.S., Patna in connection with Special case No.167 of 2019 arising out of Khajekalan P.S. case No.507 of 2019.

**(Sudhir Singh, J)**

Narendra/-

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