

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.77980 of 2019

Arising Out of PS. Case No.-311 Year-2018 Thana- ARA NAGAR District- Bhojpur

PITAMBAR PASWAN @ PITAMBER PASWAN S/O- Late Ravi Ranjan
Paswan R/O Village- Gausganj, P.S.- Ara Town, District- Bhojpur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ravindra Kumar

For the Opposite Party/s : Mr.Ram Priya Sharan Singh

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR JHA
ORAL ORDER

3 19-03-2020 Heard both sides.

Petitioner seeks bail in Ara Town P.S. Case No.311 of
2018 registered under Section 21(B) of the N.D.P.S. Act.

One motorcycle was parked in front of the house of
the petitioner and from the motorcycle, 16 grams Heroin was
recovered.

It is submitted that 16 grams Heroin was recovered
from the motorcycle and not from the conscious possession of
the petitioner and for that the petitioner is in jail since
19.08.2019. It is further submitted that the recovered Heroin is
more than small quantity but less than commercial quantity.
Petitioner was also accused in another case of similar nature.

Having considered the facts that only 16 grams of
Heroin, which is more than small quantity but less than



commercial quantity, was recovered from motorcycle of the petitioner and for that the petitioner has remained in custody for about seven months, the petitioner named above is directed to be released on bail on furnishing bail bond of Rs.10,000/- (rupees ten thousand) with two sureties of like amount each to the satisfaction of learned District & Sessions Judge-cum-Special Judge, Bhojpur at Ara in connection with Special (N.D.P.S.) Case No.08 of 2018 arising out of Ara Town P.S. Case No.311 of 2018.

(Prabhat Kumar Jha, J)

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