

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.68263 of 2021**

Arising Out of PS. Case No.-301 Year-2019 Thana- PHULWARISHARIF District- Patna

RAJA MALLIK @ RAJA MALIK Son of Anjar Mallik Resident of lal Miyan  
Ki Dargah, P.S.- Phulwarisharif, District - Patna.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr.Akhauri Kamal Kishore Sahay  
For the Opposite Party/s : Mr.Uma Shankar Prasad Singh, APP

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

2      21-12-2021                      Heard learned counsel for the petitioner and learned  
APP for the State.

Learned counsel for the petitioner is directed to  
remove the defects, as pointed out by the Office, within a period  
of eight weeks.

The petitioner is apprehending his arrest in a case  
registered under Sections 401, 414 of the Indian Penal Code and  
20 and 22 of the N.D.P.S. Act.

The prosecution allegation, in short, is that 200 grams  
ganja is recovered.

It has been submitted on behalf of the petitioner that  
there is no allegation of tampering of witnesses alleged against  
the petitioner. The petitioner has falsely been implicated in the  
present case. 200 grams ganja is said to have been recovered



from the co-accused. The name of the petitioner has transpired on the basis of disclosure made by the co-accused. There is no recovery of any contraband from the possession of the petitioner. The recovered contraband is below the commercial quantity. There is no compliance of Sections 42 and 50 of 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, let the petitioner, above named, in the event of arrest/surrender before the learned court below within a period of twelve weeks from today, be released on anticipatory 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/Special Judge, Patna in connection with Special Case No. 41/2019 (arising out of Phulwarisharif P.S. Case No. 301/2019) subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

**(Sudhir Singh, J)**

Pankaj/-

|   |  |   |  |
|---|--|---|--|
| U |  | T |  |
|---|--|---|--|

