

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.28343 of 2022

Arising Out of PS. Case No.-50 Year-2022 Thana- BIHARIGANJ District- Madhepura

1. SATYANARAIN RAJAK @ SATYANARAYAN RAJAK S/o Late Dhaneshwar Rajak Resident of Village- Babhangama, Ward No.08, P.S.- Bihariganj, District- Madhepura.
2. Mukesh Rajak S/o Yogendra Rajak Resident of Village- Babhangama, Ward No.08, P.S.- Bihariganj, District- Madhepura.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ranjay Kumar Singh

For the Opposite Party/s : Mr. Sharda Kumari

CORAM: HONOURABLE MR. JUSTICE CHANDRA PRAKASH SINGH

ORAL ORDER

2 21-09-2022 Learned counsel for the petitioners is permitted to remove defect (s), as pointed out by the office, if any, within a period of four weeks on resumption of physical mode.

Heard learned counsel for the petitioners and learned APP for the State.

The petitioners have preferred this application for grant of regular bail in a case registered under sections 20(b)(ii) (B) of the N.D.P.S Act.

As per the prosecution case, 50 grams of *ganja* was recovered from the courtyard of the petitioner No. 1 Satyanarain Rajak and 50 grams of *ganja* was also recovered from the possession of petitioner No. 2 Mukesh Rajak.

Learned counsel for the petitioners has submitted that



the petitioners are innocent and have falsely been implicated in this case. Nothing has been recovered from the possession of the petitioners. The alleged quantity recovered is less than small quantity. The petitioners No. 1 is also accused in one more criminal case which is related to N.D.P.S Act, while petitioner No. 2 has clean antecedent as stated in para 3 of the bail petition. The petitioners are in custody since 22.02.2022.

Learned A.P.P. for the State has opposed the bail petition of the petitioners.

Considering the aforesaid facts and circumstances of the case as well as the nature of allegation, the petitioners above-named, are directed to be enlarged on bail on furnishing bail-bond of Rs.20,000/- (Rupees Twenty Thousand) each with two sureties of the like amount each to the satisfaction of learned Court concerned, Madhepura in connection with Bihariganj P.S. Case No. 50 of 2022.

The application stands allowed.

(Chandra Prakash Singh, J)

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