

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.40892 of 2021

Arising Out of PS. Case No.-65 Year-2021 Thana- BAISI District- Purnia

MD SAKIB Son of Late Chiku Resident of Village Javar Ward Number 9
Police Station Bassi District - Purnia.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Vikram Singh, Advocate

For the Opposite Party/s : Mr. Bharat Bhushan, A.P.P.

CORAM: HONOURABLE MR. JUSTICE PURNENDU SINGH
ORAL ORDER

5 30-03-2022 Heard learned counsel appearing on behalf of the
petitioner and learned APP for the State.

Let the defect(s) be removed within two weeks of the
complete start of the physical Court in normal course.

Petitioner, who is in custody since 27.02.2021, seeks
regular bail in connection with Bassi P.S. Case No. 65 of
2021(Special Case No. 13 of 2021) registered for offences
punishable under Sections 8/20b(ii)c/25 of the N.D.P.S. Act.

Prosecution story in brief is that on receiving secret
information the shop of the petitioner was raided by the police
officials and 2.500 kgs of contraband *Ganja* was recovered from
a polythene kept inside the mustard oil tin.

Learned counsel appearing on behalf of the petitioner
submits that seized *Ganja* is just more than the minimum



quantity and much less than the commercial quantity. Petitioner is in custody since 27.02.2021 and has clean antecedent and as such seeks direction of this court to be released on bail on any condition imposed by this Court.

Learned A.P.P., for the State has opposed the prayer for grant of bail to the petitioner.

Considering the period of custody and the contraband Ganja recovered is less than commercial quantity, without going into the merits of the case, the petitioner, above named, is directed to be enlarged on bail upon furnishing bail bond of Rs. 25,000/- (Rupees Twenty Five Thousand) with two sureties of the like amount each to the satisfaction of learned Special Judge NDPS Act in connection with Bassi P.S. Case No. 65 of 2021(Special Case No. 13 of 2021) subject to the following conditions:

(i) Bailors should be local having sufficient immovable property within the jurisdiction of the Court concerned.

(ii) Petitioner shall co-operate in the trial and shall be properly represented on each and every date fixed by the Court.

(iii) If the petitioner tampers with the evidence or the witnesses of the case, in that case, prosecution will be at liberty



to move for cancellation of bail of the petitioner.

(iv) If the petitioner is found involved in similar nature of offence, after his release on bail, the trial Court shall take steps to cancel his bail bond.

(Purnendu Singh, J)

Niraj/-

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

