

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.43133 of 2021

Arising Out of PS. Case No.-126 Year-2021 Thana- MOKAMAH District- Patna

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BABAN SINGH Son of Anangdhar Singh Resident of Village - Mokama,
Ward No.11, P.S.- Mokama, Distt.- Patna.

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Dr. Anjani Pd. Singh

For the Opposite Party/s : Mr. Nawal Kishore Prasad , APP

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CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA
ORAL ORDER

2 03-02-2022 Heard the parties through video conferencing.

Petitioner seeks regular bail in connection with
Mokama P.S. Case No. 126 of 2021 registered for the offence
under Section 20 b(II) B / 22 of the NDPS Act.

As per the First Information Report Police on the
basis of information received from the daughter- in- law of the
petitioner raided his house and recovered 1 kg 700 gm of Ganja
from the 1st floor of the house.

Learned counsel for the petitioner submits that
petitioner has falsely been implicated in this case at the instance
of his relative and he has not committed any offence in the
manner alleged. He further submits that there is family dispute
and petitioner has been implicated in this case at the instance of
his daughter-in-law being the head of the family and Police
roped in the petitioner due to the fact that petitioner is the head
of the family, aged about 62 years. He further submits that
petitioner has got no criminal antecedent and there is no
likelihood that the petitioner will commit the same offence after



his release on bail. The petitioner is in custody since 21 / 5 / 2021, charge sheet has already been submitted and there is no likelihood that the petitioner will abscond or tamper with the evidence if released on bail.

Regard being had to the submissions made by the parties and taking into consideration the materials available on record, the fact that petitioner has got no criminal antecedent, quantity of Ganja recovered is less than commercial quantity, petitioner is in custody since 21 – 5 – 2021, aged about 62 years, charge sheet has already been submitted, there is no likelihood that the petitioner will abscond or tamper with the evidence if released on bail, I am inclined to grant regular bail to the petitioner.

Accordingly, let the petitioner, above named, be released on regular bail on furnishing bail bond of Rs. 25000/- (twenty five thousand) with two sureties of the like amount each to the satisfaction of learned District and Sessions Judge / Spl. Judge, Patna in connection with Mokama P.S. Case No. 126 of 2021, Special Case No. 47 / 2021.

praful/-

(Anil Kumar Sinha, J)

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