

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.46565 of 2021**

Arising Out of PS. Case No.-2 Year-2021 Thana- GOVERNMENT OFFICIAL COMP.
District- East Champaran

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Bhola Kumar Baitha S/O Bali Ram Baitha R/O Village-Lachanauta, P.S-
Palanawa, District-East Champaran.

... .. Petitioner/S

Versus

The State Of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Vijay Shankar Shrivastava
For the Opposite Party/s : Mr. Ram Sevak Choudhary

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CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 06-01-2022 Heard the learned counsel for the petitioner and the

learned APP for the State through video conferencing.

The petitioner seeks bail in connection with N.D.P.S.

Case No.35 of 2021 arising out of Excise Case P.R. No.02 of
2021, instituted for the offences under Section 20(B) of the
N.D.P.S. Act.

The learned counsel for the petitioner submits that the
petitioner is in custody since 14.04.2021, he is a person with
clean antecedent and prosecution report has been submitted in
the case.

Allegation is of recovery of two kilograms of ganja
from co-accused Irfan Ansari.

The learned counsel for the petitioner submits that



nothing was recovered from his possession and even admitting what has been alleged in the F.I.R. to be true then the ganja recovered is much less than commercial quantity.

The learned A.P.P. for the State opposes the bail application.

Considering the fact that the petitioner is in custody since 14.04.2021, he is a person with clean antecedent and prosecution report has been submitted in the case, the petitioner, above-named, is directed to be released on bail on his furnishing bail-bonds in the sum of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of learned 3rd Additional Sessions Judge, East Champaran, Motihari in connection with N.D.P.S. Case No.35 of 2021 arising out of Excise Case P.R. No.02 of 2021.

The application stands allowed.

(Satyavrat Verma, J)

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