

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.1685 of 2022

Arising Out of PS. Case No.-290 Year-2021 Thana- SHASTRINAGAR District- Patna

KUNDAN KUMAR SAH S/O RAM LAKHAN SAH R/o village- Ramji
Chak, Digha, P.S.- Digha, 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.Choubey Jawahar

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

3 29-03-2022 Heard learned counsel for the parties.

The petitioner seeks bail in a case registered for the
offence under Section 8/20(b)(ii)(B)/25/29 of the N.D.P.S. Act.

As per the prosecution case, 4 kg. 280 gm. of Ganja
has been recovered from a car, of which, this petitioner was one
of the occupant.

It is submitted on behalf of petitioner that nothing has
been recovered from the possession of the petitioner. Petitioner
is neither owner nor driver of the said car. The alleged Ganja is
less than commercial quantity. In paragraph – 3 of the
supplementary affidavit, it is stated that charges have already
been framed in this case on 27.02.2022. Petitioner is in custody
since 27.07.2021.

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



Considering the aforesaid facts and circumstances as well as the fact that the alleged Ganja is less than commercial quantity and charges have already been framed, the bail petition of petitioner is allowed. Let the above named petitioner be released on bail on furnishing bail-bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Additional Sessions Judge – XXIV, Patna in connection with Special Case No. 87 of 2021, arising out of Shastri Nagar P.S. Case No. 290 of 2021.

(Prabhat Kumar Singh, J)

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