

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.15385 of 2023

Arising Out of PS. Case No.-3 Year-2023 Thana- SAHEBPUR KAMAL District- Begusarai

MADHAV RAM S/O BALMIKI RAM RESIDENT OF VILLAGE-
NARADPUR, WARD NO -4 P.S- BELDOUR, DISTRICT- KHAGARIA

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Santosh Kumar Singh, Advocate

For the Opposite Party/s : Mrs.Anita Kumari, APP

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 01-05-2023 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner seeks bail in a case registered under
Sections 20, 21 and 22 of the N.D.P.S. Act.

The prosecution case, in short, is that 21.5 liters cough
syrup and 150 gram ganja have been recovered in this case.

It has been submitted on behalf of the petitioner that
the petitioner is in custody since 04.01.2023 and has got no
criminal antecedent. Charge-sheet/prosecution report has been
submitted in this case. There is no allegation of tampering of
witnesses alleged against the petitioner. The petitioner has
falsely been implicated in the present case. It is alleged that
21.5 liters cough syrup and 150 gram ganja have been
recovered. Learned counsel for the petitioner submits that the



cough syrup does not come within the purview of N.D.P.S. Act. The recovered contraband is below the commercial quantity. Hence, Section 37 of the N.D.P.S. Act is not applicable in the present case. There is no compliance of Sections 42 and 50 of the N.D.P.S. Act. There is no chance of trial being concluded in near future.

On behalf of the State, it is submitted that the petitioner is named in the F.I.R.

Considering the aforesaid facts and circumstances, it is directed that the petitioner, above named, be released on bail on furnishing bail bonds of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of the Court below/concerned Court in connection with N.D.P.S. Case No. 01/2023 arising out of S. Kamal P.S. case No. 03/2023.

(Sudhir Singh, J)

Pankaj/-

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

