

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.16240 of 2023

Arising Out of PS. Case No.-49 Year-2022 Thana- NARDIGANJ District- Nawada

SARYUG CHAUHAN Son of Dhanraj Chouhan R/o Channa Chatar, P.s-
Nardiganj, Distt- Nawada

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Amresh Kumar Sinha

For the Opposite Party/s : Mr.Syed Mojibur Rahman

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 29-04-2023 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner has prayed for bail in a case registered
for the offence punishable under section 8(b)(c)/ 20(a)(b) of
NDPS Act.

Prosecution case relates to recovery of three plants
of ganja, (weighing about 9 kg.) which were cultivated in the
courtyard of the house of the petitioner.

Learned counsel appearing on behalf of the petitioner
has submitted that petitioner is innocent and has committed no
offence. The seizure list is manipulated by the police in
connivance and they have not complied the mandatory provision
of Section 50 of the NDPS Act. Recovery of 9 kg ganja has to
be shown from the house of the petitioner, which comes below



the commercial quantity. Petitioner has no criminal antecedent and he is languishing in judicial custody since 11.11.2022.

The application for bail is opposed by learned APP for the State.

Having heard learned counsel for the parties and considering the facts and circumstances of the case, this court is inclined to enlarge the petitioner on bail. The above named petitioner is directed to be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Rs. ten thousand only) with two sureties of the like amount each to the satisfaction of the learned 1st Additional Sessions Judge, Nawada in connection with NDPS Case No. 01 of 2023 arising out of Nardiganj P.S. Case No. 49 of 2022.

(Sunil Kumar Panwar, J)

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