

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.55718 of 2023

Arising Out of PS. Case No.-257 Year-2023 Thana- BAISI District- Purnia

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BIDHAN CHANDRA CHAUDHARY S/O LATE RAM NARAYAN
CHAUDHARY R/O VILLAGE- TELGHI WARD NO. 4, PS. KHARIK
BAZAR, DIST. BHAGALPUR

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Prithivi Raj Singh

For the Opposite Party/s : Mr.Shaheen Begum

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CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 30-08-2023 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner has prayed for regular bail in a case
instituted for the offence under Sections 8/20 (b)(ii)(B) of the
N.D.P.S. Act.

3. As per prosecution case, on secret information
received, police party started checking the bus and on search
there has been recovery of 4.5 Kg *Ganja* under the seat of a
Bus.

4. It is submitted by learned counsel for the petitioner
that petitioner has been falsely implicated in this case. He has
committed no offence. He submitted that the petitioner has no
concern with the seized *Ganja*. He submitted that seized *Ganja*



like substance does not come within the purview of commercial quantity as per N.D.P.S. Act. The provision of Section 50 of the N.D.P.S. Act has not been followed in this case. He further submitted that petitioner has got no criminal antecedent as stated in para-3 of the bail petition. He is languishing in judicial custody since 23.06.2023.

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

6. Having heard learned counsel for the parties and considering the facts and circumstances of the case as well as period of custody, 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 Court below in connection with Baisi P.S. Case No. 257 of 2023.

(Sunil Kumar Panwar, J)

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