

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.59514 of 2022**

Arising Out of PS. Case No.-648 Year-2022 Thana- GOPALGANJ TOWN District-
Gopalganj

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Gautam Ram S/O Shiw Pujan Ram @ Shivpujan Ram Resident Of Mohalla-
Purani Chowk, Ward No.- 19, P.S.- District- Gopalganj

... .. Petitioner/s

Versus

1. The State of Bihar
2. Union Of India through the Director, Narcotics Control Bureau New Delhi

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Setu Prateek
For the Opposite Party/s : Mr.Anil Kumar

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CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 03-02-2023 Heard learned counsel for the petitioner and

learned A.P.P appearing on behalf of the State.

The petitioner is languishing in custody in a

case registered for the offences punishable under

Sections 8(C), 21(a)(b) of the N.D.P.S. Act.

There is recovery of 6.13 grams of brown

colour smack like substance from the possession of the

petitioner.

It is submitted by learned counsel for the

petitioner that petitioner is innocent and he has falsely

been implicated in this case. Moreover the recovered



contraband is much below the commercial quantity, hence, the rigours of Section 37 of the N.D.P.S Act would not be attracted against the petitioner. The petitioner is languishing in custody since 18.08.2022. A statement has been made in para 3 of the petition that petitioner has no criminal antecedent.

Considering the quantity of the recovered contraband and the period under custody, let the petitioner, above named, be released on bail on furnishing bail bonds of Rs. 10,000/-(Ten Thousands) with two sureties of the like amount each to the satisfaction of learned District & Sessions Judge, Gopalganj in connection with Trial No. 54 of 2022, arising out of Gopalganj (Town) P.S. Case No. 648 of 2022.

(Sunil Kumar Panwar, J)

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