

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.59381 of 2022

Arising Out of PS. Case No.-105 Year-2021 Thana- BARABAR TOURIST District-
Jehanabad

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Ajeet Sharma @ Ajeet Kumar, S/O Late Ram Pukar Sharma, Resident of
village- Dharaut, P.S.- Barabar Prayatan (Vishunganj, O.P.) District-
Jahanabad.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Shivendra Shankar, Advocate
For the Opposite Party/s : Mr. Nand Kishore Prasad, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE PURNENDU SINGH
ORAL ORDER

3 06-04-2023 Heard Mr. Shivendra Shankar, learned counsel

appearing on behalf of the petitioner and Mr. Nand Kishore

Prasad, learned A.P.P. for the State.

2. The petitioner apprehends his arrest in
connection with Barabar Prayatan (Vishnuganj OP) P.S. Case
No. 105 of 2021, registered under Sections 8(b), 20(a)(i) of the
N.D.P.S. Act.

3. The prosecution case, in brief, is that cannabis
plants (Marijuana) was found to be recovered from the
courtyard of the house of the accused persons named in the
F.I.R., including the petitioner,

4. Learned counsel appearing on behalf of the
petitioner informs this Court that as per the seizure-list, which
is the part of the F.I.R., two packets containing 100 grams
Marijuana was recovered from the house of the petitioner,



which is much less than the commercial quantity.

5. Learned A.P.P. for the State has vehemently opposed the prayer for grant of pre-arrest bail to the petitioner.

6. Considering the nature of allegation and the recovery of 100 grams of Marijuana from the house of the petitioner, I am of the opinion that prima facie the petitioner has made out a case to be released on bail, let the above named petitioner, be released on bail, in the event of his arrest or surrender before the learned Court below within a period of four weeks from today, on furnishing bail bond of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of learned District & Sessions Judge, Jehanabad in connection with Barabar Prayatna P.S. Case No. 105 of 2021, subject to the condition as laid down under Section 438 (2) of the Cr.P.C.

7. The court below is directed to verify the criminal antecedent of the petitioner and if it is found that the petitioner is involved in some other cases as what has been stated in paragraph No.3 of the bail application, this order will automatically loose its force.

(Purnendu Singh, J)

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