

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.65364 of 2023

Arising Out of PS. Case No.-99 Year-2023 Thana- BAISI District- Purnia

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GANDHI MANDAL S/o- LATE KARE LAL MANDAL RESIDENT OF
VILLAGE- MAHESHI, P.S- SULTANGANJ, DISTRICT - BHAGALPUR

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Subhash Kumar Jha

For the Opposite Party/s : Mr.Ram Sevak Choudhary

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CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 13-10-2023 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, there has been recovery of
1.4 Kg *Ganja* from the bag of the petitioner.

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. 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 02.03.2023.

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, this court is inclined to enlarge the petitioner on bail **after framing of charge, if not framed.** 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 2nd Addl. Sessions Judge-cum-Spl. Judge (N.D.P.S. Act) Purnia in connection with Baisi P.S. Case No. 99 of 2023.

(Sunil Kumar Panwar, J)

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