

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.62376 of 2023

Arising Out of PS. Case No.-180 Year-2023 Thana- BARAUNI RAIL P.S. District- Begusarai

1. Ravina Khatun @ Rabina Khatun W/O Md. Pervej Alam @ Md. Pervej R/O Village- Chhatneshwar, Ward No.-3, P.S- Warisnagar, Distt.- Samastipur.
2. Rajiya Khatun W/O Md. Sayid R/O Dajiya (Kumraul), Ward No. 1, P.S- Ghanshyampur, Distt.- Darbhanga.

... .. Petitioner/s

Versus

1. The State of Bihar
2. THE NCB, BIHAR PATNA. BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Bijay Bhushan Prasad

For the Opposite Party/s : Mr.Tarun Prasad Mandal

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

3 02-11-2023 Heard learned counsel for the petitioners and learned
APP for the State.

The petitioners have prayed for bail in a case registered for the offence punishable under sections 8/20(b)(ii) (b) of the NDPS Act.

As per allegation in the FIR, on getting secret information about carrying of ganja by two ladies in coach no. S-5 of Amarnath Express, police party proceeded towards place of occurrence and both ladies were arrested with one bag with each. On search, total 2 kg. 900 gram of ganja like substance were recovered.

Learned counsel appearing on behalf of the petitioners



has submitted that petitioners are innocent and has committed no offence. They have been falsely implicated in this Case. No local person was made as a witness of the seizure list rather seizure list witnesses are police personnel. There is complete violation of provision of Section 50 of the NDPS Act. The recovered article comes below the commercial quantity. Petitioners have got no criminal antecedent and languishing in judicial custody since 6.7.2023.

Learned APP appearing for the State has opposed the prayer of Bail.

Having heard learned counsel for the parties and considering the fact that petitioners are lady and circumstances of the case, this court is inclined to enlarge the petitioners on bail **after framing of charge**. The above named petitioners is directed to be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Rs. ten thousand only) each with two sureties of the like amount each to the satisfaction of the learned District and Sessions Judge, Begusarai in connection with Barauni Rail P.S. Case No. 180 of 2023.

(Sunil Kumar Panwar, J)

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