

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.78015 of 2023

Arising Out of PS. Case No.-253 Year-2023 Thana- BAHADURPUR District- Darbhanga

Amit Kumar Sah S/O Late Binod Sah Village- Bhairiopatti, Ps. Bahadurpur,
Dist.Darbhangha

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ravi Ranjan, Advocate

For the Opposite Party/s : Mr. Ashok Kumar Singh, APP

CORAM: HONOURABLE MR. JUSTICE BIBEK CHAUDHURI
ORAL ORDER

2 04-12-2023 1. Heard the learned Advocate for the petitioner and
the learned Additional Public Prosecutor for the State.

2. The petitioner is booked for committing offence
under Section 22(b) of the N.D.P.S. Act, in connection with
N.D.P.S. Case No. 18 of 2023, arising out of Bahadur P. S. Case
No. 253 of 2023.

3. It is submitted on behalf of the petitioner that as per
the prosecution case 450 numbers of Anxit 0.5 mg. tablets,
containing Alprozolam 0.5 mg. in each tablet and 80 numbers of
Spasno Proxyvan Plus, containing Tramadol Hydrochloride I.P.
50 mg. in each tablet, were recovered from the possession of the
petitioner. Alprozolam tablets contain 225 mg. in all and
Tramadol Hydrochloride tablets contain 4000 mg in all, total
being 4.225 gm.

5. As per the schedule under the NDPS Act,



commercial quantity of Alprozolam tablet is 100 gm. and that of Tramadol is 250 gm.

6. The petitioner was having possession of less than commercial quantity of narcotics substance and therefore he is liable to be prosecuted under Section 21(a) of the N.D.P.S. Act. Therefore, the petitioner is entitled to bail.

7. The learned APP has raised no objection.

8. Accordingly, the prayer for bail is allowed.

9. The petitioner, above-named, is granted bail on his furnishing bail bonds in the sum of Rs. 10,000 /- (Ten Thousand) with two sureties of the like amount each, one of whom must be a local surety, to the satisfaction of the learned 11th Additional District and Sessions Judge, Darbhanga with further condition that he must comply the conditions, namely, he would not persuade or threaten the witnesses and would be present in the court below during trial on all dates.

10. Failure on the part of the petitioner to comply with any of the above directions will entail the learned court below to cancel the bail without any further order.

(Bibek Chaudhuri, J)

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