

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No. 44195 of 2024

Arising Out of PS. Case No.-75 Year-2024 Thana- GOH District- Aurangabad

Raju Kumar Son Of Baiju Saw Village- Teli Tola, P.S. Goh, Distt.-
Aurangabad.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Avinash Singh, Adv.

For the State : Mr. Ram Bilash Roy Raman, APP

CORAM: HONOURABLE MR. JUSTICE HARISH KUMAR
ORAL ORDER

2 03-07-2024 Heard Mr. Avinash Singh, learned advocate for the
petitioner and Mr. Ram Bilash Roy Raman, learned Additional
Public Prosecutor for the State.

2. The petitioner seeks regular bail, who is in custody
in connection with Goh P.S. Case No. 75 of 2024 registered for
the offence punishable under Sections 8, 20(b)(ii)(B), 25 and 29
of the N.D.P.S. Act.

3. In course of patrolling the police personnel
apprehended the petitioner and on search allegedly 35 gm
Ganja has been recovered from his possession apart from other
articles.

4. Learned advocate for the petitioner referring to the
F.I.R. contended that apart from various other infirmities in the
search and seizure, the alleged recovered *Ganja* like substance



is under small quantity for which punishment is prescribed only for one year and now the petitioner has been incarcerated for a period of about three months. It is also submitted that investigation of the crime is complete and moreover the petitioner is a man of clean antecedent and he undertakes that he will fully co-operate in the proceedings.

5. On the other hand, learned APP for the State vehemently opposes the bail application.

6. Regard being had to the submissions made on behalf of the parties and considering the fact that the alleged recovered *Ganja* like substance is under the small quantity and he has been incarcerated for about three months, let the petitioner, named above, be released on bail on furnishing bail bonds of Rs. 10,000/- (Rupees ten thousand) with two sureties of the like amount each to the satisfaction of learned Special Judge (N.D.P.S.)-cum-1st District and Sessions Judge, Aurangabad in connection with Goh P.S. Case No. 75 of 2024, subject to the condition that one of the bailors will be the close relatives of the petitioner with further conditions which are as follows:-

(i) The petitioner will co-operate in conclusion of the trial.



(ii) He will remain present on each and every date of trial till disposal of the case.

(Harish Kumar, J)

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