

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.56975 of 2024

Arising Out of PS. Case No.-107 Year-2024 Thana- SAUR BAZAR District- Saharsa

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Md. Jabed @ Md. Jabed Alam @ Md. Jawed Alam S/o Md. Jabbar @ Abdul
Jabbar @ Md. Abdul Jabbar Khan R/o vill - Sour Bazar, P.s .- Sour Bazar,
Distt. - Saharsa

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Binod Kumar Sinha, Advocate
Mr. Ashok Kumar, Advocate
For the Opposite Party/s : Mr. Md. Matloob Rab, APP

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CORAM: HONOURABLE MR. JUSTICE SUNIL DUTTA MISHRA
ORAL ORDER

2 04-09-2024 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner apprehends his arrest in connection
with Sour Bazar P.S. Case No. 107 of 2024, Special Case No. 02
of 2024 instituted under Sections 8/20(b)(ii)(a) of the N.D.P.S.
Act.

3. As per the prosecution case, there is recovery of 1
kg 5 gram *ganja* from the shop and the house of the co-accused Md.



Jabbar. The allegation against the petitioner is that he was also involved in the sell and purchase of contraband *ganja*.

4. Learned counsel for the petitioner submits that the petitioner is innocent and has been falsely implicated in this case due to suspicion. The petitioner is a student of M.A. and preparing for his examination. Nothing has been recovered from the conscious possession of the petitioner. He further submits that the petitioner has no criminal antecedent and he never involved in the said sell and purchase of *ganja* as alleged. The petitioner was neither present at the shop nor at the house at the time of raid. The petitioner lives in Saharsa for preparation of examination. The petitioner undertakes to co-operate in the investigation and the trial.

5. Learned A.P.P. for the State opposes the prayer for anticipatory bail.

6. Considering the facts and circumstances of the case and submissions of learned counsel for the parties, in the event of arrest or surrender before the Court below within six weeks from today, the petitioner be released on bail upon furnishing bail bonds of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount to each to the satisfaction of the learned Sessions Judge, Saharsa in connection with Sour Bazar



P.S. Case No. 107 of 2024, Special Case No. 02 of 2024, subject to the conditions laid down in Section 438(2) of the Code of Criminal Procedure, 1973.

(Sunil Dutta Mishra, J)

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