

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.62920 of 2024

Arising Out of PS. Case No.-88 Year-2024 Thana- JOGBANI District- Araria

Md. Salauddin Son of Gayash @ Mohammad Gyas @ Gias Resident of
village - Satan Tola, Ward No.- 13, P.S.- Jogbani, Dist.- Araria

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ramesh Kumar Singh

For the Opposite Party/s : Mr.Uday Chand Prasad

**CORAM: HONOURABLE MR. JUSTICE NAWNEET KUMAR
PANDEY**

ORAL ORDER

2 17-09-2024 Heard learned counsel for the petitioner and learned
APP for the State.

2. This is an application for regular bail on behalf of
the petitioner for the offences alleged under Sections 8(c), 21(b)
and 22 of the N.D.P.S. Act, registered in connection with
Jogbani P.S. Case No. 88 of 2024.

3. As per prosecution case, there has been recovery of
50 gram of *Smack* like substance from the possession of the
petitioner.

4. The learned counsel for the petitioner has submitted
that petitioner has been falsely implicated in this case and has
committed no offence. Petitioner has no concern with the
alleged recovery of *Smack*. On the basis of suspicion, he has



been made accused in this case. No incriminating article has been recovered from the conscious possession of the petitioner. He further submitted that alleged recovered *Smack* like substance does not come under the purview of commercial quantity as per N.D.P.S Act. Petitioner is in custody since 29.04.2024.

5. Learned APP for the State has opposed the prayer of bail.

6. Considering the above facts and circumstances of the case, let the petitioner, above-named, be released on bail on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Sessions-cum-Special Judge, NDPS Act, Araria in connection with Jogbani P.S. Case No. 88 of 2024, subject to the condition that the petitioner shall co-operate in the disposal of trial and make himself available as and when required by the Court.

7. The petitioner shall furnish his bail bond after completion of four months in custody from today.

(Nawneet Kumar Pandey, J)

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