

IN THE HIGH COURT OF JUDICATURE AT PATNA

CRIMINAL MISCELLANEOUS No.70537 of 2023

Arising Out of PS. Case No.-168 Year-2023 Thana- MAJORGANJ District- Sitamarhi

Ganesh Raut S/O Late Ramchandra Raut Village- Madhavpur, P.O. And Ps.
Goraita, Dist. Sarlahi, Nepal

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Sanjeev Kumar Singh

For the Opposite Party/s : Mr.Dr. Indivar Kumari

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

3 18-01-2024 Heard learned counsel for the petitioner and

learned APP for the State.

The petitioner has prayed for regular bail in a

case registered for the offence punishable under sections

8, 20(b)(ii)(B), 22 and 23 of the NDPS Act.

Prosecution case relates to recovery of total

8.400 kg of ganja like substance from the possession of

this petitioner along with other co-accused persons.

Learned counsel for the petitioner submits that

the petitioner is innocent and has committed no offence.

He has falsely been implicated in this case. The

recovered ganja like substance does not come within the

purview of commercial quantity as per NDPS Act.



Nothing has been recovered from the conscious possession of the petitioner. A statement has been made in para-3 of this petition that the petitioner has got no criminal antecedent. Moreover, he is languishing in judicial custody since 15.06.2023.

Learned APP appearing for the state has opposed the prayer of regular bail.

Having heard learned counsel for the parties and considering the facts and circumstances of the case as well as custody of the petitioner, this court is inclined to enlarge the petitioner on bail. The above named petitioner is directed to be released on bail in connection with Majorganj P.S. Case No. 168 of 2023 on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Sessions Judge-cum-Special Judge, Sitamarhi.

(Sunil Kumar Panwar, J)

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