

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.70523 of 2023**

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

Pramod Raut Kurmi @ Pramod Raut S/O- Ramjodhi Raut R/O- Village-  
Madhavpur, P.O.- Goraita, P.S.- Goraita, Dist.- Sarlahi, Nepal.

... .. Petitioner/s

Versus

The State Of Bihar Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr.Sanjeev Kumar Singh

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

**CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR**  
**ORAL ORDER**

6      14-05-2024                      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 during search from two  
  
motorcycles and petitioner and other co-accused persons  
  
were apprehended.

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. Moreover other similarly situated co-accused has been granted bail vide order dated 07.11.2023 passed in Cr. Misc. No. 71823 of 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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