

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.4111 of 2025

Arising Out of PS. Case No.-94 Year-2024 Thana- INARWA District- West Champaran

Rajesh Mandal S/O Chitranjan Mandal R/O Tilojpur, P.S- Manpur, Distt.-
West Champaran.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Bimlesh Kumar Pandey, Adv.

For the Opposite Party/s : Mr. Rina Sinha, APP

CORAM: HONOURABLE MR. JUSTICE KHATIM REZA
ORAL ORDER

2 12-02-2025 Heard learned counsel for the petitioner and learned
A.P.P for the State.

2. The petitioner seeks bail in connection with Inarwa
P.S. Case No. 94 of 2024 dated 13.09.2024 registered for the
offence punishable under Sections 8/20(b)(ii)(b), 23(b) of the
N.D.P.S. Act.

3. The allegation is of recovery of 5 kg *Ganja* like
substance from two packets which were being carried by the
petitioner.

4. Learned Counsel for the petitioner submits that the
petitioner is innocent and has been falsely implicated in this case.
It is submitted that nothing has been recovered from the conscious
possession of the petitioner, rather, the same has been recovered
from a bag and the seizure list has been prepared without
following the provision of law which is against mandatory
provision of Section 50 of the N.D.P.S. Act. It is further submitted



that the said *Ganja* like substance is much less than the commercial quantity. It is also submitted that charge-sheet has been submitted without F.S.L. report. Till date the said seized articles have not been identified and the witnesses of the said seizure list are members of the raiding team itself. Lastly, it has been submitted that the petitioner is in custody since 14.09.2024, having no criminal antecedent and charge-sheet has been submitted in the case.

5. Learned A.P.P for the State opposes the prayer for bail of the petitioner.

6. Having considered the facts and circumstances of the case and submissions of learned counsel for the parties, let the petitioner be released on bail upon furnishing bail bonds of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the learned Exclusive Special Judge, Bettiah, West Champaran in connection with Inarwa P.S. Case No. 94 of 2024.

(Khatim Reza, J)

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