

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.17526 of 2025

Arising Out of PS. Case No.-233 Year-2024 Thana- UJIYARPUR District- Samastipur

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Ramnath Das Son of Ramnandan Das Resident of village- chacksiray PS-
Ujiyarpur District -Samastipur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner	:	Mr. Pranav Kumar, Advocate
		Mr. Bhubneshwar Mahto, Advocate
		Mr. Ravi Ranjan Mallick, Advocate
		Mr. Vishwajeet Kumar Singh, Advocate
For the State	:	Mr. Suresh Prasad Singh, APP

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CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH MISHRA

ORAL ORDER

3 16-05-2025 Heard learned counsel for the petitioner and learned APP
for the State.

2. The petitioner seeks bail in Ujiyarpur P.S. Case No. 233 of 2024, instituted for the offences punishable under Sections 8, 20(b), 8(a) of the NDPS Act and Section 37(c) of the Bihar Prohibition and Excise Act. Earlier vide order dated 17-01-2025, passed in Cr. Misc. No. 1611 of 2025, anticipatory bail of the petitioner was rejected by this Court.

3. The prosecution case, in short, is that there is



recovery of 1 Kg 300 gm *ganja* from the house of the petitioner.

4. Learned counsel for the petitioner submits that the petitioner is innocent and has falsely been implicated in the present case. No incriminating material has been recovered from the conscious possession of the petitioner. Petitioner has no concern with the recovered arms. The recovered contraband is below the commercial quantity. It is further submitted that the petitioner has got no concern with the alleged recovery of *ganja*. Hence, Section 37 of the N.D.P.S. Act is not applicable in the present case. The petitioner is in custody since 15.02.2025 and has got no criminal antecedent. There is no compliance of Sections 42 and 50 of the N.D.P.S. Act. Other co-accused has been granted bail by this Court vide order dated 30-10-2024, passed in Cr. Misc. No. 78293 of 2024.

5. Learned APP for the State has vehemently opposed the prayer for grant of bail to the petitioner.

6. Considering the aforesaid facts and circumstances of the case and the period of custody undergone by the petitioner, this Court is inclined to grant bail to the petitioner.

7. Let the petitioner be released on bail on furnishing bail bonds of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of Court



below/concerned Court in connection with Ujiyarpur P.S. Case
No. 233 of 2024.

(Rudra Prakash Mishra, J)

Raj Kishore/-

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