

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.48548 of 2025

Arising Out of PS. Case No.-245 Year-2025 Thana- JANDAHA District- Vaishali

Aarti Kumari S/o Abhishek Singh @ Chintu Singh R/o Village- Dih Buchauli,
P.S. Mahisaur, District- Vaishali

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Vasant Vikas, Adv.

For the Opposite Party/s : Mr.Pramod Kumar Pandey, APP

**CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH
MISHRA**

ORAL ORDER

2 05-08-2025 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail in connection with Jandaha
P.S. Case No. 245 of 2025, instituted for the offences punishable
under Sections 8, 20(b)(ii)(B) and 29 of the Narcotics Drugs and
Psychotropic Substance Act.

3. The prosecution case, in short, is that there is
recovery of 430 grams of Ganja and 35 grams of Heroin (Kota)
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 only on the basis of suspicion and to harass the
petitioner. The petitioner is the wife of the co-accused Abhishek



Singh @ Chintu Singh. He further submits that the quantity of *Ganja* recovered is less than the small quantity as per N.D.P.S. Act and, so far as Heroine (Kota) is concerned, the same is also slightly higher than the small quantity but, much less than the commercial quantity and, hence, Section 37 of the N.D.P.S. Act is not applicable in the present case. Nothing incriminating material has been recovered from the conscious possession of the petitioner. Learned counsel for the petitioner also submits that the petitioner has got no concern with the alleged recovery of alleged Heroine (Kota) or the *Ganja*. The recovery has been made from the joint house of the petitioner and not from the possession of the petitioner where other family members also reside. The petitioner is in custody since 12.06.2025 and has got no criminal antecedent. There is no compliance of Sections 42 and 50 of the N.D.P.S. Act. The petitioner is a lady.

5. Learned A.P.P. 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, the recovered contraband being below the commercial quantity, the period of custody undergone by the petitioner and the petitioner being lady, 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/- (Ten thousand) with two sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with Jandaha P.S. Case No. 245 of 2025.

(Rudra Prakash Mishra, J)

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