

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.68163 of 2024

Arising Out of PS. Case No.-314 Year-2022 Thana- BARAUNI RAIL P.S. District- Begusarai

Md Masum @ Pawroti S/O Late Md. Hakhan @ Late Md. Harun @ Md.
Harun R/O Village- Barauni, Bichla Tola, Ward No. 03, P.S- Phulwaria
(Fulwaria), Distt.- Begusarai.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Sandip Kumar Gautam, Advocate

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

**CORAM: HONOURABLE MR. JUSTICE RAMESH CHAND
MALVIYA**

ORAL ORDER

3 14-02-2025 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner is in custody in a case registered for the
offence punishable under Sections 8, 20(b)(ii) of the NDPS Act.

As per allegation in the FIR, it is a case of recovery of
13.499 kg. ganja from the possession of the petitioner which is
less than commercial quantity.

Learned counsel for the petitioner submits that
petitioner has falsely been implicated in this case. He next
submits that he has no concern with the seized ganja and the
said recovery of ganja is less than commercial quantity.
Petitioner is in custody since 02.09.2022. He next submits that
earlier the prayer for bail of this petitioner was rejected by this



Court passed in Cr. Misc. No. 10398 of 2024.

Learned APP for the State opposes the prayer for regular bail of the petitioner.

In view of the aforesaid facts as also the fact that the seized ganja is less than commercial quantity and petitioner is in custody for more than two years and this Court in Cr. Misc. No. 10398 of 2024 was directed to the trial Court to conclude the trial preferably within a period of one year from the date of receipt of a copy of this order, but the trial is not concluded as yet by the learned trial Court, so I am inclined to grant bail to the petitioner. Let the above named petitioner be released on bail on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Additional Sessions Judge-I-cum-Special Judge NDPS Act, Begusarai in connection with NDPS Case No.35 of 2022 arising out of Barauni Rail (Rail Barauni) P.S. Case No. 314 of 2022, subject to the conditions that the petitioner shall appear before the trial Court on each and every date till disposal of the trial.

(Ramesh Chand Malviya, J)

Brajesh Kumar/-

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