

16-8-2019

Heard Sri Sunil Kumar, learned lawyer for accused/
petitioner Vishwanath Sah, who is in custody in this case
U/S 8/20(b)(11)(A) NDPS Act, and learned Spl.PP for
the State.

It is urged by learned defence counsel that no case
is made out under section 8/20(b)(11)(A) NDPS Act against
the petitioner. The petitioner has been falsely implicated
in this case. Nothing has been recovered from the possession
of the petitioner. The petitioner has been in custody since
25-7-19.

It is submitted by learned Spl.PP that the petitioner
has been apprehended by the police and 500 gms. of ganja
has been recovered from beneath the bed of the petitioner
over which the petitioner was sleeping. Complicity of the
petitioner is stated in the case diary.

The FIR discloses, inter-alia, that informant/ASI Ramanuj
Yadav submitted his written report that on secret information
the informant alongwith police force raided the house of
the petitioner and found him sleeping on a bed. On search
from beneath the bed of the petitioner 500 gms of ganja kept
in a polythene was recovered, seized and seizure list was
prepared.

Perused the case diary. Statement of witnesses has
been recorded in para 10,11,12,13 of the case diary. Para 2
contains the seizure list.

Having regard to the facts and circumstances of the
case it appears to me that this is a case U/S 8/20(b)(11)(A)
NDPS Act. 500 gms. of ganja has been recovered from the
possession of the petitioner. The quantity of ganja so reco-
-vered comes within the purview of small quantity. So, keeping
in view the incarceration of the petitioner and the above
facts and circumstances, the petitioner, named above, is
directed to be released on bail on furnishing bail bond of
Rs.10000/- with two sureties of the like amount each.

Putur on date 24/08/19 R.R.

Dictated.

17-08-2019

Bail bond has been filed on behalf of the *gand*
Bishwanath Sah alongwith affidavit which on verification
found correct. Hence bail bond is *Issue*
Issue release order.

Special Judge.

Special Judge

*Sir,
R.O. 1004
17-8-19*