

(2025:JHHC:18075)

IN THE HIGH COURT OF JHARKHAND AT RANCHI
B.A. No. 5407 of 2025

Theba Munda @ Dhuma Munda, aged about 51 years, son of
late Mothalal Munda, resident of Village-Gitibera, P.O. & P.S.-
Arki, Dist.-Khunti, Jharkhand

... Petitioner

Versus

The State of Jharkhand

...

Opposite Party

CORAM: HON'BLE MR. JUSTICE ANIL KUMAR CHOUDHARY

For the Petitioner : Mr. Gaurav, Advocate

For the State : Mr. Suraj D. Munda, Addl. P.P.

Order No.02 Dated- 07.07.2025

Heard the parties.

The petitioner has been made accused in connection with
NDPS Case No.46 of 2025 arising out of Arki P.S. Case No.12 of
2025 registered for the offence punishable under Sections 8, 18(b),
21, 25 of the NDPS Act.

Learned counsel for the petitioner submits that the allegation
against the petitioner is that the petitioner was involved in
cultivation of opium and 919 grams of opium has been seized from
the possession of the co-accused person. It is next submitted that
the allegation against the petitioner is false. It is then submitted
that there is no FSL Report available in the record to suggest that
the seized materials was opium. It is then submitted that the
alleged opium is in intermediate quantity. It is also submitted that
the petitioner has been in custody since 21.02.2025 as is evident
from para-18 of the instant bail application. It is further submitted
that the petitioner has no criminal antecedent as mentioned in
para-18 of the instant bail application. It is further submitted that
the petitioner undertakes to co-operate with the trial of the case. It
is lastly submitted that the co-accused person has already been
admitted to bail by this Court vide order dated 23.06.2025 in B.A.
No.4876 of 2025. Hence, it is submitted that the petitioner be also
released on bail.

Learned counsel appearing for the State opposes the prayer for bail of the petitioner.

Considering the facts of this case, the above-named petitioner is directed to be enlarged on bail on furnishing bail bond of Rs.25,000/- (Rupees twenty five thousand) with two sureties of the like amount each to the satisfaction of the learned Special Judge, NDPS, Khunti in connection with NDPS Case No.46 of 2025 arising out of Arki P.S. Case No.12 of 2025 with the condition that he will co-operate with the trial of the case and furnish his mobile number and photocopy of the Aadhar Card in the court below with an undertaking that he will not change his mobile number during the trial of the case.

(Anil Kumar Choudhary, J.)

Sonu-Gunjan/