

IN THE HIGH COURT OF JHARKHAND AT RANCHI
Cr. Appeal (DB) No. 869 of 2025

Danish @ Vicky @ Danish Vicky, aged about 25 years, Son of Md. Sabir, resident of Village-Karbala Chowk, P.O. & P.S. – Lower Bazar, District – Ranchi.

..... Appellant

Versus

The State of Jharkhand

..... Respondent

CORAM: HON'BLE MR. JUSTICE RONGON MUKHOPADHYAY
HON'BLE MR. JUSTICE PRADEEP KUMAR SRIVASTAVA

For the Appellant : Mr. Pran Pranay, Advocate.

For the State : Mr. Bhola Nath Ojha, Spl.P.P.

Order No. 03/Dated: 16th September, 2025

I.A. No. 9867/2025

1. Heard Mr. Pran Pranay, learned counsel for the appellant and Mr. Bhola Nath Ojha, learned Spl.P.P. for the State.
2. This application has been preferred by the appellant for grant of bail to him during the pendency of this appeal.
3. The appellant has been convicted for the offence under Sections 18 (c), 21 (b) 22 (b) of the N.D.P.S. Act and has been sentenced to undergo rigorous imprisonment for 10 years along with fine of Rs. 50,000/- for the offence under Section 18(c) of the N.D.P.S. Act.
4. It has been alleged that police had apprehended the appellant and from his possession, 5.25 grams brown sugar was recovered.
5. Submission has been advanced by the learned counsel for the appellant that the recovery of the brown sugar was just above the small quantity and falls within the intermediate quantity. Learned counsel submits that the appellant is in custody for 02 years 11 months and so far as the antecedents of the appellant are concerned, in none of the cases, he has been convicted and in fact in one NDPS case,

which was instituted earlier being Lower Bazar P.S. Case No. 18/2017, he has already been acquitted by the learned trial court.

6. Learned Spl.P.P. has opposed the prayer for bail of the appellant and has submitted that the appellant has got several criminal antecedents though most of the said cases have been decided in favour of appellant.

7. On consideration of the period of custody undergone by the appellant and the fact that intermediate quantity of brown sugar was recovered from his possession and on considering the fact that in the earlier case instituted under the NDPS Act, he has been acquitted by the learned trial court, as submitted by learned counsel for the appellant, we are inclined to admit the appellant on bail.

8. Accordingly, during the pendency of this appeal, the appellant, named above, is directed to be released on bail on furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand only) with two sureties of the like amount each, to the satisfaction of learned Additional Judicial Commissioner-VIII-cum-Special Judge (N.D.P.S.), Ranchi in N.D.P.S. Case No. 28 of 2019, arising out Lower Bazar P.S. Case No. 199 of 2019.

9. I.A. No. 9867 of 2025 stands disposed of.

(Rongon Mukhopadhyay, J.)

(Pradeep Kumar Srivastava, J.)

Sunil/