

BLAPL No.1584 of 2016

29.4.2016 Heard learned counsel for the petitioner and the learned Addl. Govt. Advocate for the State.

Learned counsel for the petitioner submits that the Ganja alleged to have been seized from the possession of the petitioner is below the commercial quantity and above small quantity. He further submits that the petitioner has been falsely implicated in this case, for which considering the case of the present petitioner on parity the petitioner may be released the petitioner on bail on any condition as deemed just and proper. Learned counsel for the State opposes the prayer for bail.

Considering the submissions of learned counsel for the respective parties, regard being had to the facts and circumstances of the case including the fact that the Ganja seized is below the commercial quantity, considering the fact that he is a local person there is no chance of his absconding or influencing the witnesses, let the petitioner be released on bail on furnishing bail bond of Rs.50,000.00 (rupees fifty thousand) with two solvent sureties each for the like amount to the satisfaction of the learned Sessions Judge-cum-Special Judge, Boudh in 2(a)C C No.5 of 2015 with the conditions that (i) The petitioner shall appear before the court on each date of posting of the case; (ii) he shall not tamper with the prosecution witnesses directly or indirectly; and (iii) he shall not commit any offence while on bail.

Violation of any of the aforesaid terms shall entail cancellation of the bail.

Accordingly, the BLAPL is disposed of.

Urgent certified copy of this order be granted on proper application.

Dr.D.P.Choudhury, J.