

ITEM NO.19 Court 4 (Video Conferencing) SECTION II-A

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Crl.) No(s).9642/2021

(Arising out of impugned final judgment and order dated 08-03-2021 in BA No. 2794/2021 passed by the High Court of Jharkhand at Ranchi)

THE STATE OF JHARKHAND

Petitioner(s)

VERSUS

RAVI ORAON

Respondent(s)

(FOR ADMISSION and I.R. and IA No.162627/2021-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT and IA No.162628/2021-EXEMPTION FROM FILING O.T.)

Date : 17-12-2021 This petition was called on for hearing today.

CORAM :

HON'BLE DR. JUSTICE D.Y. CHANDRACHUD

HON'BLE MR. JUSTICE A.S. BOPANNA

For Petitioner(s) Mr. Barun Kumar Sinha, AAG
Mr. Kumar Anurag Singh, Adv.
Mr. Anando Mukherjee, AOR
Ms. Ekta Bharati, Adv.

For Respondent(s)

UPON hearing the counsel the Court made the following
O R D E R

1 Mr Barun Kumar Sinha, Counsel appearing on behalf of the petitioner, submits that the order of the High Court granting bail to the respondent is liable to be interfered with since:

- (i) The provisions of Section 37 of the Narcotic Drugs and Psychotropic Substances Act 1985 have not been considered;
- (ii) The case of the prosecution is that there was a seizure of 1.6 kg of opium; and

(iii) Earlier on 30 September 2020, the High Court had denied bail to the petitioner while granting it only to a co-accused.

2 Issue Notice, returnable in six weeks.

3 Liberty to serve the respondent through the SHO of the police station concerned.

4 The counter affidavit be filed within a period of three weeks from the date of service.

(SANJAY KUMAR-I)
AR-CUM-PS

(SAROJ KUMARI GAUR)
COURT MASTER