

ITEM NO.20

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.1596/2022**

**(Arising out of impugned final judgment and order dated 24-06-2021 in BA No.7756/2020 passed by the High Court of Jharkhand at Ranchi)**

**UNION OF INDIA**

**Petitioner(s)**

**VERSUS**

**MD. JAMAL**

**Respondent(s)**

**(With appln.(s) for IA No.25102/2022-EXEMPTION FROM FILING O.T.)**

**Date : 04-03-2022 This petition was called on for hearing today.**

**CORAM :**

**HON'BLE DR. JUSTICE D.Y. CHANDRACHUD  
HON'BLE MR. JUSTICE SURYA KANT**

**For Petitioner(s)**     **Mr. Sanjay Jain, ASG  
Mr. R. Balasubramanian, Sr. Adv.  
Mr. Rupesh Kumar, Adv.  
Ms. Neela Kedar Gokhle, Adv.  
Ms. Praveena Gautam, Adv.  
Mr. Arvind Kumar Sharma, AOR**

**For Respondent(s)**

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

1     Mr Sanjay Jain, learned Additional Solicitor General submits that:

- (i) The respondent was travelling in a motor vehicle together with four other co accused when he was apprehended by enforcement officials;
- (ii) There was a recovery of 2.75 kilograms of opium from the vehicle, which is a commercial quantity;
- (iii) The call data records during the course of the investigation reveal that the respondent was in contact with the other accused; and
- (iv) The High Court has granted bail despite noticing some of the above circumstances, without any reference to the provisions of Section 37 of the NDPS Act.

- 2 Issue notice, returnable on 4 April 2022.
- 3 Dasti, in addition, is permitted.
- 4 List the Special Leave Petition on 4 April 2022.

**(CHETAN KUMAR)**  
**A.R. - cum - P.S.**

**(ANITA RANI AHUJA)**  
**ASSISTANT REGISTRAR**