

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.5552 of 2016

Arising Out of PS.Case No. -415 Year- 2015 Thana -NARPATGANJ District- ARRARIA

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Upendra Mukhiya Son of Dukhi Mukhiya

.... Petitioner/s

Versus

The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Pramod Mishra, Advocate

For the Opposite Party/s : Mr. Arbind Kr.Pandey(App)

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CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH
ORAL ORDER

2 03-02-2016

Heard learned counsels for the petitioner and the

State.

The petitioner is languishing in custody since
13.10.2015 in a case registered for the offences punishable under
sections 8(c), 20(b)(ii)(B) of The Narcotic Drugs and Psychotropic
Substances Act, 1985.

From the possession of the petitioner 750 gms.
'ganza' were recovered.

It is submitted by learned counsel for the petitioner
that petitioner has wrongly been framed in the case. The recovery
is between the small and commercial quantity. A statement has
been made in paragraph 3 of the petition that the petitioner has
no criminal antecedent. Moreover, the investigation has already
concluded.

Considering the aforesaid fact, let the above named petitioner be released on bail, on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Special Judge NDPS Act, Araria in connection with Special Case No.14/2015 arising out of Narpatganj P.S. Case No.415/2015.

Learned court below will be at liberty to cancel the bail bonds of the petitioner, if he defaults for two consecutive occasions or gets involved in some serious nature of offence.

(Dinesh Kumar Singh, J)

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