

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.1186 of 2016

Arising Out of PS.Case No. -44 Year- 2015 Thana -KANGALI District-
WESTCHAMPARAN(BETTIAH)

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Rameshwar Prasad Kushwaha @ Rameshwar Prasad Son of Jehunand
Mahto Resident of Village- Murli, P.s Pokhariya, District Parsa (Nepal)

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Bimlesh Kumar Pandey

For the Opposite Party/s : Mr. Anant Kumar(App)

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**CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR
SINGH**

ORAL ORDER

03/ 30-01-2016

Heard learned counsels for the petitioner and

the State.

The petitioner is languishing in custody since
18.09.2015 in a case registered for the offences punishable under
Sections 20, 22 and 23 of the NDPS Act.

The petitioner and co-accused Ramesh
Prasad were apprehended. From Ramesh Prasad one bag was
seized containing 4 kgs. of Charas, Nepali currency, mobile and
other articles, who confessed that he was carrying the alleged
contraband given by Mahendra Chaurasia. The petitioner was
accomplice of the apprehended co-accused Ramesh Prasad.

It is submitted by learned counsel for the

petitioner that the recovery has not been made from the possession of the petitioner. This fact has not been controverted by learned APP after going through the case diary. A statement has been made in paragraph 3 of the petition that the petitioner has no criminal antecedent and now the investigation has already concluded.

Considering the aforesaid facts, let the above named petitioner, be released on bail on furnishing bail bonds of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Sessions Judge, Bettiah, West Champaran in connection with NDPS Case No. 18 of 2015 arising out of Kangali P.S. Case No. 44 of 2015.

(Dinesh Kumar Singh, J)

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