

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.56255 of 2015

Arising Out of PS.Case No. -41 Year- 2015 Thana -KANGALI District-
WESTCHAMPARAN(BETTIAH)

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1. Mukesh Kumar Mandal son of Nepali Mandal Resident of Village
Latipur, P.S. Kharik, District Bhagalpur.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Shivjee Singh, Advocate

For the Opposite Party/s : Mr. Shailendra Kr.Singh(App)

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

ORAL ORDER

3 07-01-2016

Heard learned counsel for the petitioner and the
State.

Petitioner is languishing in custody since
06.08.2015 in a case registered for the offences punishable
under Sections 20, 22, 23 of the Narcotics Drugs and
Psychotropic Substances Act.

It is alleged that the petitioner and others were
apprehended while trying to escape from the trolley of a
tractor. 2 K.g 800 gm ganja were recovered from two
persons namely Shyam Babu and Mukesh Kumar.

It is submitted by the learned counsel for the
petitioner that recovery was made in the District of West
Champaran, from trolley of the tractor, whereas petitioner is
resident of Bhagalpur and simply travelling on trolley. Only

on suspicion, accusation has been levelled against the petitioner. Statement has been made in para-3 of the petition that petitioner has no criminal antecedent.

Learned counsel for the State submits that F.I.R. and material collected during investigation do not clarify how the one pocket of contraband has been recovered from two persons.

Considering the quantity of recovery, period under custody, investigation being already concluded and statement has been made in para-3 of the petition that petitioner has no criminal antecedent, 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-cum-Special Judge (N.D.P.S. Act), Bettiah, West Champaran in connection with N.D.P.S. Case No. 12 of 2015, arising out of Kangli P.S. Case No. 41 of 2015.

(Dinesh Kumar Singh, J)

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