

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.42019 of 2016

Arising Out of PS.Case No. -386 Year- 2016 Thana -BHAGALPUR KOTWALI District-
BHAGALPUR

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Murari Jhunjhunwala Son of Mahesh Jhunjhunwala, Resident of Mohalla-
M.P. Dewadi Road, Police Station- Tatarpur, District Bhagalpur.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Md. Najmul Hodda

For the Opposite Party/s : Mr. Bhanu Pratap Singh

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

3 16-02-2017 Heard learned counsel for the petitioner and learned
counsel for the State.

The petitioner seeks bail in a case instituted under
Sections 27(b)(ii) 28/28A, D and C Act, 1940 and Section 22(b)
of N.D.P.S. Act.

It is alleged that on inquiry by the Drug Inspector, four
bags of Corex cough syrup are said to have been recovered from
the possession of the petitioner.

It has been submitted on behalf of the petitioner that the
petitioner is in custody since 01.09.2016. Charge sheet has been
submitted in the present case. The petitioner has got no criminal
antecedent. There is no allegation of tampering of witnesses
alleged against the petitioner. The petitioner has been made



accused due to mistake of fact. There is no recovery of any incriminating article from the possession of the petitioner. The alleged articles, which are said to have been recovered, are cough syrup.

On behalf of the state, it has been submitted that the petitioner is named in the F.I.R.

Considering the aforesaid facts and circumstances, let the petitioner above named, 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 the learned District and Sessions Judge, Bhagalpur, in connection with Kotwali P.S. Case No. 386 of 2016.

(Sudhir Singh, J)

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