

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.3255 of 2017

Arising Out of PS.Case No. -104 Year- 2016 Thana -KURSELA District- KATIHAR

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Navin Kumar, S/o Sikendar Bhagat @ Nityanand Nirala, resident of Village
- Arajpur, Western Chansuri Tola, P.S. - Chausa, District - Madhepura.

.... Petitioner

Versus

The State of Bihar.

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Ashok Kumar Yadav

For the Opposite Party/s : Mr. Pranav Kumar

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**CORAM: HONOURABLE MR. JUSTICE RAJENDRA KUMAR
MISHRA**

ORAL ORDER

3 01-03-2017 Heard learned counsel for the petitioner and the

learned A.P.P. for the State.

The petitioner is accused in connection with Kursela
P.S. Case No. 104 of 2016, registered under Section 20 and 22 of
the NDPS Act.

The accusation is that in course of patrolling duty
two motorcycles were seen in front of fush hut of Roky Jaishwal
situated near 400 meter ahead to Balthi Mahesh Chowk, when
the Police reached there then three persons were seen fleeing, but
on chase one person was apprehended, who disclosed his name
as Navin Kumar (Petitioner), who also disclosed the name of his
associates, namely, Manish Kumar and Chhotu Kumar. The
apprehended person further disclosed that 520 Kilo and 100



gram Ganja is kept in hut.

Learned counsel for the petitioner submits that, in fact, the petitioner was going to his village boarding on his motorcycle bearing Reg. No. BR-43F-7950 and he was apprehended by the Police in the way mere on suspicion and implicated in the present case. Further submission is that it would appear from the seizure-list that the alleged 20 packet of Ganja were said to be recovered from the hut of Roky Jaiswal and not to the motorcycle of the petitioner. Further submission is that petitioner has no criminal antecedent is in custody since 06.08.2016.

Having regard to the facts and the circumstances of the case, the petitioner, above named, is directed to be released on bail on furnishing bail bond of Rs.10,000/-(Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the Chief Judicial Magistrate, Katihar in connection with Kursela P.S. Case No. 104 of 2016 (G.R. No. 2641 of 2016).

(Rajendra Kumar Mishra, J)

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