

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.25048 of 2018

Arising Out of PS.Case No. -885 Year- 2017 Thana -MUZAFFARPUR TOWN District-
MUZAFFARPUR

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1. Shivendra Kumar @ Sikander Kumar S/o Dharmendra Bhagat @
Dharmendra Kumar R/o Vill.- Minapur , P.S.- Minapur, Distt.-
Muzaffarpur.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Saroj Kumar

For the Opposite Party/s : Mr. Sri Madhuranand Jha

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CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

3 28-05-2018 Heard the parties.

The petitioner seeks regular bail in connection with Town
P.S. Case No. 885 of 2017 for the offences punishable under
Section(s) 401, 414, 420, 201/34 of the Indian Penal Code and 20
(b) of N.D.P.S Act.

The allegation is regarding recovery of 1 k.g. ganja and a
stolen motorcycle upon the accused person being apprehended by
the police.

The learned counsel for the petitioner submits that the
petitioner had merely taken lift from the co-accused person and
has been falsely implicated in the present case. In any view of the
mater, it is submitted that the quantity of Ganza recovered is not a



commercial quantity according to the appendix annexed to the NDPS Act, hence, no prejudice would be caused to the prosecution, if he is granted bail. It is further submitted that till the lodging of the present case, the petitioner was having a clean antecedent and is languishing in custody since 27.11.2017.

Having regard to the facts and circumstances of the case, the petitioner, above named, is directed to be released on bail on furnishing bail bonds of Rs.10,000/- (rupees Ten thousand) with two sureties of the like amount each to the satisfaction of Sessions Judge-cum-Special Judge, Muzaffarpur, in connection with Town P.S. Case No. 885 of 2017.

(Mohit Kumar Shah, J)

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