

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.14904 of 2019

Arising Out of PS. Case No.-177 Year-2018 Thana- JOGBANI District- Araria

NITISH KUMAR Son of Shri Sanjay Yadav Resident of Village- Dhangara,
Ward No. 9, Police Station, Bhargama, District- Araria.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Mritunjay Kumar
For the Opposite Party/s : Mr.Lalan Kumar

CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

2 11-03-2019 Heard the learned counsel for the petitioner and the
learned APP for the State.

The petitioner seeks regular bail in connection with
Special Case No. 14 of 2018 arising out of Jogbani
(Bathnaha) P.S. Case No. 177 of 2018, registered for the
offence punishable under Sections 21, 22 and 23 of the
N.D.P.S. Act.

The case of the prosecution is that while the
informant was on patrolling duty, he found two persons in
suspicious conditions and the police party then apprehended
the said two persons, namely, Roushan Kumar and Rocky
Kumar and 205 bottles of cough syrup were recovered. The
said accused persons had then disclosed that the said bottles
were given by the petitioner herein.



The learned counsel for the petitioner submits that the petitioner has been falsely implicated in the present case. It is further submitted that the said two co-accused persons, who were apprehended on the spot, have already been granted bail by the coordinate Benches of this Court by orders dated 04.10.2018 passed in Criminal Miscellaneous No. 51630 of 2018 and 20.08.2018 passed in Criminal Miscellaneous No. 50418 of 2018. It is further submitted that though the petitioner is accused in two other cases, but he is on bail in one of the said cases. The petitioner is stated to be languishing in custody since 08.01.2019.

Having regard to the facts and circumstances of the case, I deem it fit and proper to enlarge the petitioner on regular bail.

Accordingly, the above named petitioner is directed to be enlarged 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 learned Sessions Judge, Araria in connection with Special Case No. 14 of 2018 arising out of Jogbani (Bathnaha) P.S. Case No. 177 of 2018.

(Mohit Kumar Shah, J)

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