

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.45074 of 2019

Arising Out of PS. Case No.-228 Year-2018 Thana- JOGBANI District- Araria

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Kancha Choudhary S/O Dukhilal Chaudhary Resident of village- Sundar
Dular, Ward No. 04, P.S.- Gachiya, District- Morang (Nepal)

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Gopal Kumar Jha

For the Opposite Party/s : Mr.Ajay Kumar No. 2

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 22-07-2019 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner seeks bail in a case registered under
Sections 21/22 of N.D.P.S. Act and Sections 27(b), 28 read with
Section 36 of Drugs and Cosmetic Act.

The allegation is that huge quantity of intoxicated
drugs is recovered.

It has been submitted on behalf of the petitioner that
the petitioner is in custody since 21.08.2018 and has got no
criminal antecedent. Charge sheet has been submitted in this
case. There is no allegation of tampering of witnesses alleged
against the petitioner. It is alleged that 61 pieces of 2 ml.
lupigecis injections, 65 pieces of 2 ml. avil injections, 59 pieces
of 2 ml. Diazelab injections, 6 pieces of 2 ml. Phenergan



injections, 16 pieces of 100 ml. Dialex-D.C. cough syrup, 430 tablets of Nitrazepam, 45 tablets of Sposmo Proxyvon Plus, 72 pieces of 10 ml. of Life Lind Syring, 166 pieces of 5 ml. of life Line Syring and nepali currency of Rs.73,855/- were recovered. No offence under N.D.P.S. Act is made out. There is no compliance of Section 100 of Cr.P.C.

On behalf of the State, it is submitted that the petitioner is named in the complaint case/F.I.R.

Considering the aforesaid facts and circumstances, let the petitioner, above named, 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, Araria in connection with Spl. Case No.21 of 2018 arising out of Jogbani P.S. case No.228 of 2018.

(Sudhir Singh, J)

Narendra/-

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