

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.80977 of 2019

Arising Out of PS. Case No.-1050 Year-2019 Thana- AHIYAPUR District- Muzaffarpur

SONU NIGAM, aged about 25 years, Male, Son of Raju Yadav, Resident of
Village- Naya Tola Jurabganj, P.S.- Kodha, District- Katihar.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner : Mr.Chhote Lal Mishra, Advocate.

For the Opposite Party : Mr. C. Jawahar, A.P.P.

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 10-12-2019 Heard learned counsel for the petitioner and learned
counsel for the State.

The petitioner seeks bail in a case for the offence
registered under Sections 414/34 of I.P.C. and Sections 20 and
22 of the N.D.P.S. Act.

The prosecution story, in brief, is that on 29.08.2019,
while the informant was checking the vehicles, saw two persons
sitting on Apache Motorcycle are coming. He signaled them to
stop but the Motorcyclists did not stop and started fleeing away.
They were apprehended on chase. From possession of co-
accused Jatin Kumar, three old Mobiles and one Aadhar Card
were recovered. From possession of Sonu Nigam (petitioner)



who was driving the Motorcycle, two plastic covered pouches, two packets of Ganja weighing 1(one) Kg. Ganja was found in his pocket and besides these three mobiles were recovered from him. The apprehended accused persons could not show paper of those articles recovered from them.

It has been submitted by learned counsel for the petitioner that the petitioner is in custody since 30.08.2019. The petitioner has got no criminal antecedent. Charge sheet has been submitted in the present case. There is no allegation of tampering with the witnesses alleged against the petitioner. The petitioner has falsely been implicated in the present case. 1 (one) Kg. Ganja and three mobiles are said to have been recovered from possession of the petitioner. There is no compliance of Sections 42 and 50 of the N.D.P.S. Act in the present case. Hence, Section 37 of the N.D.P.S. Act is not applicable in the present case.

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

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 the learned Special



Judge, Muzaffarpur, in connection with Ahiyapur P.S. Case No.
1050 of 2019.

(Sudhir Singh, J)

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