

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.10767 of 2020**

Arising Out of PS. Case No.-209 Year-2019 Thana- MUZZFARPUR GRP CASE District-
Muzaffarpur

=====

Subodh Sahani, Male, Aged about 31 years, S/o Paritran Sahni, Resident of
Village- Hari Nagar, P.S.- Mahindwara, Distt- Sitamarhi.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr.Ram Shankar Das
For the Opposite Party/s : Mr.Nagendra Prasad

=====

**CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR JHA
ORAL ORDER**

2 28-02-2020 Heard both sides.

The petitioner seeks bail in Muzaffarpur Rail P.S.
Case No.209 of 2019, registered under Sections 8/17(b)/18(b) of
the N.D.P.S. Act.

The informant, a police official, during the course of
search on platform arrested one person, namely, Sanjay Sah and
from his possession 1.5 kg. of opium and other articles were
recovered. Sanjay Sah disclosed the name of the petitioner and
Rajaram Thakur.

Learned counsel for the petitioner submits that the
petitioner was not apprehended at the spot. Nothing has been
recovered from possession of the petitioner. Save and except the
fact that the name of the petitioner surfaced in the case in the



confessional statement of Sanjay Sah, there is no material against the petitioner. Petitioner is in jail since 26.10.2019.

Considering the facts that save and except the confessional statement of the co-accused, no narcotic drugs and psychotropic substance was recovered from possession of the petitioner, petitioner is in jail for more than four months, petitioner, namely, Subodh Sahani is directed to be enlarged on bail on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the learned Sessions Judge-cum-Special Judge, Muzaffarpur in connection with Muzaffarpur Rail P.S. Case No.209 of 2019.

(Prabhat Kumar Jha, J)

S.KUMAR/-

U		T	
---	--	---	--

