

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.19704 of 2020

Arising Out of PS. Case No.-45 Year-2020 Thana- BHAGALPUR KOTWALI District-
Bhagalpur

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PRINCE ANSHU Son of Sanjeet Kumar Resident of Muhalla - Surkhikal,
P.S.-Barari, Distt.- Bhagalpur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Diwakar Upadhyaya
For the Opposite Party/s : Mr.

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

3 25-08-2020 This matter is taken up for consideration through

Video Conferencing under the orders of Hon'ble the Chief

Justice.

Heard learned counsel for the petitioner and learned

A.P.P for the State.

The petitioner seeks bail in Kotwali (Barari) P.S. Case

No. 45 of 2020 (NDPS Case No. 02 of 2020), registered for the

offence punishable under Section 20/22 of the NDPS Act.

12.600 mg of Brown Sugar is said to have been

recovered from the right pocket of full paint of this petitioner

kept in cigarette packet wrapped in silver paper.

It is submitted on behalf of the petitioner that

petitioner has falsely been implicated in this case. Nothing has



been recovered from possession of this petitioner. Moreover, recovered Brown Sugar is less than commercial quantity. Petitioner is in custody since 19.01.2020 having clean antecedent.

Considering the facts and circumstances of the case and the fact that small quantity of brown sugar has been recovered from possession of this petitioner and having clean antecedent, the petitioner above-named, 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 Additional District and Sessions Judge XII, Bhagalpur in connection with Kotwali (Barari) P.S. Case No. 45 of 2020 (NDPS Case No. 02 of 2020), subject to following conditions:-

(i) The petitioner shall co-operate in the trial and shall be properly represented on each and every date fixed by the court and shall remain physically present as directed by the Court and in the event of failure on two consecutive dates without sufficient reasons, his bail bond shall be liable to be cancelled by the court below.

(ii) If the petitioner tampers with the evidence or the witnesses of the case, in that case, prosecution will be at liberty



to move for cancellation of bail of the petitioner.

(Prabhat Kumar Singh, J)

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