

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.1035 of 2020

Arising Out of PS. Case No.-46 Year-2019 Thana- BARAUNI RAIL P.S. District- Begusarai

Rahul Kumar S/o Sri Valmiki Mahto R/o village- Nonpur, P.S.- Teghara,
District- Begusarai

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner	:	Mr.Amit Kumar Anand, Mr. Lalmani Sharma, Advocates
For the Opposite Party	:	Mr.Surendra Prasad Singh, APP

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR UPADHYAY
ORAL ORDER

2 28-01-2020 Heard learned counsel for the petitioner and learned
counsel appearing on behalf of the State.

The petitioner is in custody in connection with NDPS
Case No. 08 of 2019 arising out of Barauni Rail P.S. Case No.
46 of 2019 for the offence under Sections 137 and 147 of the
Indian Railway Act and Sections 20 and 22 of the Narcotic
Drugs and Psychotropic Substances Act.

Learned counsel for the petitioner submits that 81
Ativan tablets was recovered from the possession of co-accused
Rudal Rai and as such the petitioner has been apprehended due
to suspicion as he was in the company of co-accused Rudal Rai.
Learned counsel further submits that the aforesaid co-accused
Rudal Rai from whose possession 81 tablets Ativan was seized



has been granted bail by a coordinate Bench of this Court vide order dated 23.10.2019 passed in Cr. Misc. No. 65830 of 2019. The petitioner is in custody since 17.04.2019.

Considering the fact that nothing was recovered from conscious possession of the petitioner, the Court is inclined to grant bail to the petitioner. The petitioner, named above, is directed to be released on bail on furnishing bail bonds of Rs.25,000/- (Rupees twenty five thousand) with two sureties of the like amount each to the satisfaction of 1st Additional Sessions Judge-cum-Special Judge, NDPS Act, Begusarai in connection with NDPS Case No. 08 of 2019 arising out of Barauni Rail P.S. Case No. 46 of 2019.

(Anil Kumar Upadhyay, J)

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