

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.38777 of 2021**

Arising Out of PS. Case No.-181 Year-2021 Thana- SAMASTIPUR MUFFASIL District-
Samastipur

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ASIF IQBAL @ ASIF EKWAL @ ASIF IQUBAL S/O MD. NOOR R/O
VILLAGE-SHEIKH TOLI, WARD NO.24, P.S.-SAMASTIPUR TOWN,
DISTRICT-SAMASTIPUR.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Rana Sanjay Kumar Singh

For the Opposite Party/s : Mr.Ajit Kumar

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

2 13-12-2021 Heard learned Counsel for the petitioner and

learned Additional Public Prosecutor for the State.

This application, for grant of regular bail, arises out
of Samastipur (M) P.S. Police Station Case No. 181 of 2021,
disclosing offences under Sections 8, 20 of the N.D.P.S. Act.

The allegation, as per the prosecution story is that a
total quantity of 100.35 gram of Brown Sugar Smack has been
recovered from the car of the petitioner.

It is submitted on behalf of the petitioner that
nothing has been recovered from the conscious possession of
the petitioner. Petitioner is said to have driver of aforesaid car.
Learned counsel further submits that the recovered Brown Sugar
is less than commercial quantity. Petitioner claims to be in

custody since 19.04.2021.

Learned counsel for the State has vehemently opposed the prayer for bail.

Having regard to the submissions made by the parties and taking into consideration the materials on record and the fact that petitioner is in custody since 19.04.2021, I am not inclined to grant regular bail to the petitioner.

However, once charge is framed and trial commences, the petitioner shall be released on bail by the learned trial Court on the condition that he will cooperate in disposal of trial and appear before the trial Court, as and when required.

(Prabhat Kumar Singh, J)

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