

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.21094 of 2021

Arising Out of PS. Case No.-579 Year-2020 Thana- MUZAFFARPUR TOWN District-
Muzaffarpur

Basoo Kumar @ Basu Kumar @ Basu S/O Umashankar Prasad R/O Village-
Pahsaul, P.S.-Katra, District-Muzaffarpur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr.P.K.Shahi
		Mr.Mukesh Kumar Jha
For the Opposite Party/s	:	Mr.Suresh Prasad Singh

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

3 18-01-2022 Heard both parties through video conferencing.

The petitioner seeks bail in Town P.S. Case No. 579 of 2020, registered for the offence punishable under Section 414/34 of the Indian Penal Code and section 8, 20, 22 of the NDPS Act.

As per prosecution case, on the disclosure made by co- accused Prabhash Sharma, a raid was conducted in a rented house which belongs to Surendra Prasad, and this petitioner and other co-accused persons were apprehended. It is further alleged that 750 gms of Charas wrapped in plastic tape and 760 gms of Charas in plastic, cash of Rs. 14 lakhs, ornaments and mobile phone were recovered.

It is submitted on behalf of the petitioner that nothing has been recovered from conscious possession of this petitioner.



Recovery has been made from rented house belongs to one Surendra Prasad. Cash of Rs. 14 lakhs belongs to the grandfather of this petitioner and petitioner and his brother were going to hand over Rs. 14 lakh to one Arun Kumar for sale of land. It is further submitted that prior to lodging of the present case, petitioner has got no criminal antecedent. After lodging of the present case, petitioner has been remanded in one case bearing Chakia PS Case No. 325 of 2020 registered under NDPS Act. Petitioner is in custody since 21.09.2020.

Considering the fact that no narcotic substance has been recovered from conscious possession of this petitioner and recovery has been made from rented house, let the petitioner above-named, be released on bail **after framing of charge** 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 Sessions Judge I, Muzaffarpur in connection with Town P.S. Case No. 579 of 2020.

(Prabhat Kumar Singh, J)

vinita/-

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