

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.51118 of 2021

Arising Out of PS. Case No.-64 Year-2021 Thana- SARAIYA District- Muzaffarpur

RAHUL KUMAR, S/o SURESH SINGH @ BATHU SINGH R/o VILLAGE-
RASULPUR, P.S-MAHUA, DISTRICT-VAISHALI.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Alok Kumar Alok

For the Opposite Party/s : Mr.Upendra Kumar, APP

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 03-02-2022 Heard the learned counsel for the petitioner and the
learned APP for the State, through Video Conferencing.

The petitioner seeks bail in connection with N.D.P.S.
Case No. 6 of 2021, arising out of Saraiya P.S. Case No. 64 of
2021, instituted for the offences under Section 414/34 of the
Indian Penal Code and Section 25(1-b)a/26/35 of Arms Act and
Section 20/22 of N.D.P.S. Act.

The learned counsel for the petitioner submits that as
per allegation in the FIR, it is alleged that a country-made
loaded pistol along with 500 gram of opium like substance was
recovered from the possession of the petitioner. The learned
counsel further submits that the commercial quantity of Opium
is 2.5 k.g. and small quantity is 25 gram and as such, the alleged
recovery is less than commercial quantity.



At this stage, learned counsel for the petitioner seeks permission to withdraw the bail application.

Permission is granted with liberty to the petitioner to renew his prayer for bail after framing of charge.

(Satyavrat Verma, J)

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