

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.52952 of 2021

Arising Out of PS. Case No.-131 Year-2020 Thana- BHABHUA District- Kaimur (Bhabua)

Irsad Khan S/O Late Israil Khan R/O Village- Bhabua Ward No. 22/25, P.S.-
Bhabua, District- Kaimur At Bhabua

... .. Petitioner/S

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Rajani Kant Pandey

For the Opposite Party/s : Mr. Madhura Nand Jha

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 10-02-2022 Heard learned counsel for the petitioner and learned
APP for the State through video conferencing.

The petitioner seeks bail in connection with N.D.P.S.
Case No.26 of 2020 arising out of Bhabua P. S. Case No.131 of
2020, instituted for the offences under Sections 18/ 21, 21(B)/
27(A) of the N.D.P.S. Act.

The learned counsel for the petitioner submits that the
petitioner is in custody since 28.07.2021, he is a person with
clean antecedent and charge-sheet has been submitted in the
case.

Allegation is of recovery of 3.85 grams of smack from
Tufani Gond and 9.10 grams of charas from Firoj @ Chawanni.
It is further alleged that they disclosed that the smack has been
purchased from the petitioner.

The learned counsel for the petitioner submits that the



name of this petitioner transpired in the confessional statement of the co-accused. The petitioner was not arrested from the spot, as such, nothing was recovered from him and Tufani Bind and Firoj Chawanni have already been granted bail by this Court.

The learned A.P.P. for the State opposes the bail application.

Considering the fact that the petitioner is in custody, he is a person with clean antecedent, charge-sheet has been submitted in the case and his name transpired in the confessional statement of the co-accused, the petitioner, above-named, is directed to be released on bail on his furnishing bail-bonds in the sum of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Additional Sessions Judge-IIIrd-cum-Special Judge, N.D.P.S. Act, Kaimur at Bhabua in connection with N.D.P.S. Case No.26 of 2020 arising out of Bhabua P. S. Case No.131 of 2020.

The application stands allowed.

(Satyavrat Verma, J)

vikash/-

U		T	
---	--	---	--

