

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.51623 of 2021**

Arising Out of PS. Case No.-119 Year-2021 Thana- PARIHAR District- Sitamarhi

DINESH RAM S/o LATE RAMASHISH RAM R/o VILLAGE-
GAMHARIYA, P.S.- BELA, DISTRICT-SITAMARHI.

... .. Petitioner

Versus

THE STATE OF BIHAR

... .. Opposite Party

Appearance :

For the Petitioner/s : Mr. Ashhar Mustafa

For the Opposite Party/s : Mr. Amitesh Kumar

**CORAM: HONOURABLE MR. JUSTICE SANJEEV PRAKASH
SHARMA**

ORAL ORDER

2 16-02-2022 Heard both the parties through video conferencing.

The petitioner seeks bail in anticipation of his arrest in connection with Parihar P.S. Case No.119 of 2021 instituted for the offences under Sections 8/20(B) (II) ©/21(c)/22(c)/23(c) of N.D.P.S. Act.

Learned counsel for the petitioner submits that the petitioner is being sought to be arrested on the basis of the statement of co-accused made under Section 167 of the Act, which is not admissible in terms of judgment passed by the Supreme Court in Toofan Singh Vs. the State.

In view thereof, I am inclined to grant benefit of anticipatory bail to the petitioner and in the event of arrest, he shall be released on bail subject to the conditions as laid down



under Section 438(2) of the Cr.P.C.

(Sanjeev Prakash Sharma, J)

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