

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.51793 of 2021

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

Ramesh Das S/o- Late Murali Das Resident of Village- Bhabua Ward No.13,
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, Advocate

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

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 08-02-2022 Heard learned counsel for the petitioner and learned
A.P.P. for the State through virtual Court proceedings.

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.

Learned counsel for the petitioner submits that the
petitioner is in custody since 11.06.2021, is a person with clean
antecedent and charge-sheet has been submitted in the case.

Learned counsel for the petitioner submits that
informant alleges that he proceeded to investigate Bhabua P.S.
Case No. 105 of 2020 in which the petitioner along with Deepak
Das was involved, accordingly Deepak was arrested on
26.02.2020 and from his possession a knife was seized, further



he disclosed that he takes smack and had injured Shamshad Shekh when he denied to part with the borrowed money, further he purchased heroin from Tufani Gona and Firoj. It is next alleged that Tufani Gond and Firoj were arrested and from their possession heroin was recovered and Tufani Gond disclosed that he purchased the heroin from the petitioner.

Learned counsel for the petitioner submits that the petitioner was not arrested from the spot and his name transpired in the confessional statement of co-accused as such nothing was recovered from his possession. Further, it is submitted that co-accused Firoj has been granted bail vide order dated 04.11.2020 passed in Cr. Misc. No. 27870 of 2020 and Tufani Gond has been granted bail vide order dated 02.11.2020 passed in Cr. Misc. No. 28177 of 2020. Learned counsel thus submits that the accused on whose confessional statement name of the petitioner transpired has been granted bail as aforesaid.

Learned A.P.P. for the State vehemently opposes the prayer for bail of the petitioner.

Considering the fact that the petitioner is in custody since 11.06.2021, charge-sheet has been submitted in the case, petitioner is a person with clean antecedent and the co-accused on whose confessional statement his name transpired has been



granted bail, let the petitioner above named be released on bail on furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Additional Sessions Judge-III-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.

(Satyavrat Verma, J)

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