

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.56399 of 2021

Arising Out of PS. Case No.-174 Year-2021 Thana- BHAGALPUR KOTWALI District-
Bhagalpur

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Manish Kumar Son Of Late Karu Yadav R/O Village- Badik Khaujarpur, P.S.
Kotwali (BARARI) , District- Bhagalpur

... .. Petitioner/S

Versus

The State Of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Shailendra Kumar Dwivedi
For the Opposite Party/s : Mr. Raj Kishore Singh

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CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 23-02-2022 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner seeks bail in connection with Kotwali
(Barari) P. S. Case No.174 of 2021, (NDPS) Case No.17 of
2021, instituted for the offences under Sections 20 and 22 of the
N.D.P.S. Act.

The learned counsel for the petitioner submits that the
petitioner is in custody since 13.03.2021, he is a person with
clean antecedent and charge-sheet has been submitted in this
case.

Allegation is of recovery of 0.78 milligram of brown
sugar (smack) kept in a match box from the possession of the
petitioner.



The learned counsel for the petitioner submits that petitioner has been falsely implicated in the present case and even presuming what has been alleged, is true without admitting the same, the alleged recovery is much less than small quantity and it is the first offence of the petitioner.

Learned A.P.P. 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 this case and has remained in custody for more than an year, the petitioner, above-named, is directed to be released on bail on his furnishing bail-bonds in the sum of Rs. 1,000/- (Rupees One Thousand) with two sureties of the like amount each to the satisfaction of learned District & Sessions Judge, Bhagalpur in connection with Kotwali (Barari) P. S. Case No.174 of 2021, (NDPS) Case No.17 of 2021.

The application stands allowed.

(Satyavrat Verma, J)

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