

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.47135 of 2022

Arising Out of PS. Case No.-89 Year-2022 Thana- BRAHMPURA District- Muzaffarpur

ROUSHAN KUMAR SON OF LEKH NARAYAN PAL R/O VILLAGE-
KALYANPUR, P.S.- AURAI, DISTRICT- MUZAFFARPUR

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Sanjay Kumar @ S.K.

For the Opposite Party/s : Mr.Nand Kishore Prasad

**CORAM: HONOURABLE MR. JUSTICE NAWNEET KUMAR
PANDEY**

ORAL ORDER

2 30-11-2022 The learned counsel for the petitioner is directed

to remove all the defects pointed out by the office within

one month.

Heard the learned counsel for the petitioner as

well as the learned Additional Public Prosecutor for the

State.

The petitioner is seeking regular bail in connection

with Brahampura P.S. Case No. 89 of 2022, registered for

the offences punishable under Section 414 of the Indian

Penal Code and Sections 8/20 (b) (ii) A of the N.D.P.S. Act.

As per allegation, 6.40 grams of smack like

substance was recovered from the pocket of the present



petitioner.

The learned counsel for the petitioner has submitted that he is a person of clean antecedent. The quantity of smack alleged to be recovered from the possession of the petitioner itself shows that it was slightly above the small quantity. The petitioner is under custody since 17.04.2022.

Considering the above-mentioned facts and circumstances as well as the clean antecedent of the petitioner, let the petitioner above-named be released on bail on furnishing bail bonds of Rs.10,000/- with two sureties of the like amount each to the satisfaction of learned Sessions Judge-cum-Special Judge, Muzaffarpur in connection with Brahampura P.S. Case No. 89 of 2022, subject to the following conditions:-

- (i) The petitioner shall cooperate in the disposal of trial and make himself available as and when required by the court.
- (ii) At the time of furnishing bail bond, the petitioner shall file an affidavit to the effect that he shall not indulge himself in future in the similar



type of offence. If it is found so, the prosecution will have liberty to file an application before the court below for cancellation of the bail of the petitioner and the learned court below will take decision in accordance with law.

Office shall ensure that all defects are removed by the petitioner within the stipulated time mentioned hereinabove, failing which, the matter shall be brought to the notice of this Court.

(Nawneet Kumar Pandey, J)

Nirmal/Mahesh

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