

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.58868 of 2021

Arising Out of PS. Case No.-285 Year-2021 Thana- SAKRA District- Muzaffarpur

MD. KHURSHEED ALAM @ KHURSHEED ALAM Son of Md. Akhtar @
Akhtar Hussain Resident of Village - Gangapur, P.S.- Mushahari, District -
Muzaffarpur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Hari Kishore Thakur, Advocate

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

CORAM: HONOURABLE MR. JUSTICE PARTHA SARTHY
ORAL ORDER

3 18-04-2022 Heard learned counsel for the parties.

The petitioner has preferred this application for grant of regular bail in a case registered under sections 279, 270, 120B and 34 of the Indian Penal Code and sections 8(c) and 21 of the NDPS Act.

As per the prosecution case, the petitioner is said to be the driver of the vehicle from which 3500 litres of phensedyl cough syrup was recovered.

It is submitted by learned counsel for the petitioner that no incriminating article has been recovered from his possession or from the vehicle in question. He has been falsely implicated in the case. He is in custody since 20.5.2021 and has no criminal antecedent.



Heard learned APP for the State.

Having heard learned counsel for the parties and taking into consideration the facts of the case, the allegation in the FIR, the petitioner being in custody for 10 months and not having any criminal antecedent, the Court directs the petitioner to be enlarged on bail in connection with Sakra P.S. Case no. 285 of 2021 on furnishing bail bond of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Sessions Judge -cum-Special Judge, Muzaffarpur subject to the following conditions :

(i) One of the bailors shall be a close relative of the petitioner.

(ii) The petitioner shall remain properly represented on each date of the case/trial and shall cooperate in the trial.

(Partha Sarthy, J)

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