

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.58381 of 2021

Arising Out of PS. Case No.-380 Year-2021 Thana- NATHNAGAR District- Bhagalpur

Niranjan Yadav Son Of Bachchu Yadav Resident Of Village - Champanala
Pul, P.S. Nath Nagar, District - Bhagalpur.

... .. Petitioner/S

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Rajive Ranjan Singh
For the Opposite Party/s : Mr. Uday Chand Prasad

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 08-03-2022 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner seeks bail in connection with Nath
Nagar P. S. Case No.380 of 2021, instituted for the offences
under Sections 20, 22 of the N.D.P.S. Act.

The learned counsel for the petitioner submits that the
petitioner is in custody since 09.07.2021, he is a person with
clean antecedent and charge-sheet has been submitted in the
case.

Allegation is of recovery of 01 kg. of ganja from a
bag kept by accused Pintu Yadav, who was in a car along with
three other named accused persons. Further Rs.1,58,000/- as
well as mobile phone were also seized from the accused
persons.

The learned counsel for the petitioner submits that



petitioner was not arrested from the spot. His name was disclosed by Pintu Yadav, as such, no recovery of any article was made from the possession of the petitioner. It is further submitted that the confessional statement of a co-accused in police custody has no evidentiary value and the petitioner is a person with clean antecedent.

The learned A.P.P. for the State 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 the case and was not arrested from the spot and his name was disclosed by the co-accused, the petitioner, above-named, is directed to be released on bail on his furnishing bail-bonds in the sum of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Sessions Judge, Bhagalpur in connection with Nath Nagar P. S. Case No.380 of 2021, N.D.P.S. Case No.41 of 2021.

The application stands allowed.

(Satyavrat Verma, J)

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