

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.59221 of 2021

Arising Out of PS. Case No.-627 Year-2021 Thana- ARARIA District- Araria

Abhinav Kumar @ Abhinav Kumar S/O Mr. Nagendra Prasad Yadav R/o
village- Balha Ward No. 1, P.S.- Kewati, District- Darbhanga.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ajay Kumar Thakur, Adv.
Mr. Ritwik Thakur, Adv.

For the Opposite Party/s : Mr.Anil Kumar Singh No. 1, APP

CORAM: HONOURABLE MR. JUSTICE RAJIV ROY
ORAL ORDER

2 13-04-2022 Heard learned counsel for the parties.

The petitioner is an accused in connection with Araria
(RS) P.S. Case No.627 of 2021 lodged under Section 21(C)/22
of the N.D.P.S. Act, 1985.

As per the FIR, the Officer-in-charge on confidential
information intercepted Scorpio near toll plaza. Although the
driver tried to escape but the police zeroed in on them. Two
persons managed to escape while three others were apprehended
including the petitioner herein. The driver disclosed his name as
Md. Jahid while other occupants were Balram Kumar Yadav and
Abhinav Kumar, the petitioner herein. It is alleged in the FIR
that 60 gms of brown sugar beside mobile was recovered from
the conscious possession of the petitioner.

As per the bail application, the petitioner doesn't



carry any criminal antecedent and is in jail since the date of occurrence i.e. 24.07.2021.

Taking into account the aforesaid facts, let the petitioner be released on bail on furnishing bail bond of Rs.25,000/-(twenty five thousand) with two sureties of the like amount each in connection with Araria (RS) P.S. Case No.627 of 2021 to the satisfaction of learned District and Sessions Judge-cum-Special Judge, NDPS, Araria, subject to following conditions:

- (i) the Trial court shall satisfy itself on the criminal antecedents of the petitioner prior to his release on bail;
- (ii) one of the bailor should be the family member of the petitioner, who shall provide official document to show his/her bona fide;
- (iii) the petitioner shall appear on each and every date before the Trial court and failure to do so for two consecutive dates without plausible reasons will entail his cancellation of bail by the Trial court itself;
- (iv) the petitioner shall appear before the concerned police station every fortnight for next six months to mark his presence;
- (v) the petitioner shall desist from committing any



criminal offence again, failing which the State shall take steps
for cancellation of his bail bonds.

With the aforesaid observation, the bail application is
allowed.

(Rajiv Roy, J)

Prakash Narayan /-

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