

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.2220 of 2023

Arising Out of PS. Case No.-16 Year-2017 Thana- PATNA GRP CASE District- Patna

MANOJ KUMAR S/O SADHU YADAV @ NAGESHWAR RAI Resident of
village- Bahrampur, P.S.- Raghapur, District- Vaishali.

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Bhagya Narayan Jha
For the Opposite Party/s : Mr.Nirmal Kumar Sinha

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 28-03-2023 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner has prayed for regular bail in a case
registered for the offence punishable under sections 8, 20(b)
(ii)B, 29 of the N.D.P.S. Act.

As per prosecution case, after getting secret
information the informant apprehended two accused persons
from whose possession total 8 kg narcotic substance/ganja was
recovered from them. The apprehended accused persons
disclosed the name of the petitioner.

Learned counsel for the petitioner submits that the
petitioner is innocent and has committed no offence. The
petitioner has no concern with the alleged recovery of ganja
rather he has falsely been implicated in this case. Neither the
petitioner was arrested on spot nor any incriminating article has



been recovered from his conscious possession rather the narcotic substance like ganja was recovered from possession of co-accused persons who disclosed the name of the petitioner in this case. A statement has been made in para-3 of the petition that the petitioner has got no criminal antecedent. It is further submitted that the petitioner is languishing in judicial custody since 23.8.2022.

Learned APP appearing for the state has opposed the prayer of regular bail.

Having heard learned counsel for the parties and considering the facts and circumstances of the case as well as custody of the petitioner, this court is inclined to enlarge the petitioner on bail. The above named petitioner is directed to be released on bail in connection with G.R.P. Patna Junction (Rajendra Nagar) P.S. Case No. 16 of 2017 on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Additional Sessions Judge XIII, Patna.

(Sunil Kumar Panwar, J)

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