

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.4416 of 2023**

Arising Out of PS. Case No.-782 Year-2022 Thana- SONEPUR District- Saran

RAJ NARAYAN RAI S/o Late Rajendra Rai R/o Village- Sabalpur  
Chaharam, P.S.- Sonepur, Distt- Saran.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr.Ashok Kumar Mishra

For the Opposite Party/s : Mr.Shailendra Kumar

**CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR**  
**ORAL ORDER**

3      20-06-2023                      Heard learned counsel for the petitioner and learned  
APP for the State.

The petitioner has prayed for regular bail in a case  
instituted for the offence under Sections 20 and 21 of the  
N.D.P.S. Act.

As per prosecution case, on secret information  
received, police party raided the shop of the petitioner, on search  
there has been recovery of 7 gram Smack like substance from  
the pocket of the petitioner.

It is submitted by learned counsel for the petitioner  
that petitioner has been falsely implicated in this case. He has  
committed no offence. He submitted that the petitioner has no  
concern with the seized smack. He submitted that seized smack  
like substance does not come within the purview of commercial



quantity as per N.D.P.S. Act. He further submitted that petitioner has got no criminal antecedent as stated in para-3 of the bail petition. He is languishing in judicial custody since 13.10.2022.

The application for bail is opposed by learned APP for the State.

Having heard learned counsel for the parties and considering the facts and circumstances of the case, this court is inclined to enlarge the petitioner on bail. The above named petitioner is directed to be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Rs. ten thousand only) with two sureties of the like amount each to the satisfaction of the learned Sessions Judge, Saran at Chapra in connection with Sonapur P.S. Case No. 782 of 2022.

**(Sunil Kumar Panwar, J)**

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