

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.5542 of 2023

Arising Out of PS. Case No.-351 Year-2022 Thana- MUNGER MUFFASIL District- Munger

NITESH KUMAR @ NITISH KUMAR Son of Ram Naresh Thakur R/V-
Lakshrampur P.S- kalyanpur Dist- Samastipur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Mukesh Kumar

For the Opposite Party/s : Mr.Nirmala Kumari

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 10-04-2023 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 8/20 (b)(ii)(cc), 25 and
29 of the N.D.P.S. Act.

As per prosecution case, on secret information
received, police party started checking the vehicle and on search
there has been recovery of 3 Kg *Ganja* and mobiles from the
bag of the petitioner and the same from others co-accused also.

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 *Ganja*. He submitted that seized *Ganja*
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 27.09.2022.

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, Munger in connection with Munger Muffasil P.S. Case No. 351 of 2022.

(Sunil Kumar Panwar, J)

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