

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.8790 of 2023

Arising Out of PS. Case No.-661 Year-2022 Thana- BUXAR District- Buxar

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Ajay Chodhary Son Of Late Madan Chodhary R/O Village/Mohalla- Shanti
Nagar, Ward No. 34, P.S.- Buxar (Town), District- Buxar

... .. Petitioner/S

Versus

The State Of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Shree Kant Pandey

For the Opposite Party/s : Mr.Pawan Kumar Chaurasia

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CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 17-04-2023 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 21, 22,
27, of the NDPS Act, 1985.

It is a case of recovery of total 11.48 gm heroine
like intoxicating substance which was kept in 35 sachets
placed in black coloured polythene from the possession of
this petitioner.

Learned counsel for the petitioner submits that the
petitioner is innocent and has committed no offence. He has
falsely been implicated in this case. The petitioner has no
concern with the alleged recovery of total 11.48 gm heroine



like intoxicating substance and the same is lesser than commercial quantity as per N.D.P.S. Act. It is further submitted that the seizure list has not been prepared as per Section 50 of the NDPS Act. Petitioner is languishing in judicial custody since 03.12.2022.

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 judicial custody, this court is inclined to enlarge the petitioner on bail. The above named petitioner is directed to be released on bail in connection with Buxar Town P.S. Case No. 661 of 2022 on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned District Judge-cum-Special Court, NDPS Act, Buxar.

(Sunil Kumar Panwar, J)

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