

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.12452 of 2023**

Arising Out of PS. Case No.-446 Year-2022 Thana- UDAKISHUNGANJ District-  
Madhepura

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SHISHU KUMAR Son of Arun Yadav R/v- Mahesua, Ward No. 08, P.S.-  
Udakishunganj, Dist- Madhepura

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr.Dinesh Prasad Verma  
For the Opposite Party/s : Mr.Anuj Kumar Shrivastava

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

2      25-04-2023                      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(c) and 21A of the  
N.D.P.S. Act.

As per prosecution case, on secret information  
received, there has been recovery of 100 mg Brown sugar like  
substance from the jacket 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 Brown sugar like substance. The seized  
Brown sugar 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 20.12.2022.

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 District and Sessions Judge-cum-Special Judge, NDPS Act, Madhepura in connection with Udakishunganj P.S. Case No. 446 of 2022.

**(Sunil Kumar Panwar, J)**

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