

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.9888 of 2023

Arising Out of PS. Case No.-55 Year-2022 Thana- ARA MUFFSIL District- Bhojpur

1. DHARMVEER PRASAD@ DHARMVEER KUMAR, Male, Age 27 years,
2. NIKESH PRASAD @ NIKESH KUMAR, Age 19 years, Male,
Both S/O PAPPU PRASAD, Both R/v- Salempur, P.S.- Ara (M), District-
Bhojpur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Surendra Kumar Singh, Advocate

For the Opposite Party/s : Mr.Dinesh Singh, App

CORAM: HONOURABLE MR. JUSTICE SHAILENDRA SINGH

ORAL ORDER

2 04-05-2023 1.Heard learned counsel for the petitioners and the
learned APP for the State.

2. Petitioners seek regular bail in connection with Ara
Muffasil (Dhobahan O.P.) P.S. Case No. 55 of 2022 dated
18.02.2022 registered for the offences punishable under
Sections 21(C)/ 29 of the N.D.P.S. Act.

3. The main submissions advanced by the learned
counsel for the petitioners are that the petitioners were not
arrested at the spot and no incriminating material has been
recovered from the conscious possession of these petitioners
rather the alleged contraband is said to have been recovered
from the possession of the co-accused Pappu Prasad, who
revealed the names of these petitioners and other co-accused
persons, namely, Jagarnath Yadav, Guddu Yadav and Sriram
Prasad, who have already been granted bail vide orders passed



in Cr. Misc. Nos.40863 of 2022 and 65338 of 2022, against the petitioners, investigation has been completed and they have been languishing in jail since 05.12.2022 having fair and clean antecedent.

4. Learned APP appearing for the State has opposed the bail prayer.

5. Having considered the above submissions and mainly the facts that petitioners were not apprehended at the spot and co-accused namely Pappu Prasad is stated to have been arrested at the spot with the alleged contraband and he revealed the names of these petitioners as well as other co-accused persons, as mentioned above, who are on bail, investigation has been completed against the petitioners and they have fair and clean antecedent, in the opinion of this Court a lenient approach can be taken in respect of the petitioners' prayer, let the petitioners be released on bail on furnishing bail bond of Rs.10,000/-(Ten Thousand) each with two sureties of the like amount each to the satisfaction of the concerned Court in connection with Muffasil (Dhobahan O.P.) P.S. Case No. 55 of 2022.

(Shailendra Singh, J)

Sanjay/-

U		T	
---	--	---	--

