

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.18917 of 2023**

Arising Out of PS. Case No.-476 Year-2022 Thana- CHHATAUNI District- East Champaran

Brajesh Pandey Son Of Late Ramnarayan Pandey R/V- Katahariya P.S-  
Kalyanpur Dist- East Champaran

... .. Petitioner/S

Versus

The State Of Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr.Ritesh Verma

For the Opposite Party/s : Mr.Lalan Kumar

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

2      18-05-2023                      Heard learned counsel for the petitioner and  
  
learned APP for the State.

The petitioner has filed the instant application  
  
for grant of regular bail in a case registered for the  
  
offences punishable under Section 414 of Indian Penal  
  
Code and Sections 8(c), 21(c) of N.D.P.S. Act.

As per the allegation in F.I.R, 94 grams of  
  
Brown Sugar (Smack) like narcotics substance and  
  
mobile have been recovered from the possession of the  
  
petitioner.



It is submitted by learned counsel for the petitioner that the petitioner is innocent and he has falsely been implicated in the present case. The petitioner has no concern with the alleged recovered contraband. The alleged recovered brown sugar like narcotics substance is lesser than commercial quantity as per N.D.P.S. Act. Moreover, the petitioner is languishing in judicial custody since 08.09.2022. A statement has been made in para 3 of the petition that petitioner has no criminal antecedent. Similarly situated several co-accused persons have been granted bail by this Court.

Learned APP appearing for the State has vehemently opposed the prayer for Bail.

Having heard learned counsel for the parties and taking into consideration the facts and circumstances of the case as well as period of custody, this Court is inclined to enlarge the petitioner on bail. The above named petitioner is directed to be enlarged on bail in connection with Chhatauni P.S. Case No. 476 of



2022 on furnishing bail bond of Rs. 10,000/- (Rupees ten thousand) with two sureties of the like amount each to the satisfaction of the learned V<sup>th</sup> Additional District & Sessions Judge, East Champaran, Motihari.

**(Sunil Kumar Panwar, J)**

Nirajkrs/-

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