

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.18925 of 2023

Arising Out of PS. Case No.-224 Year-2022 Thana- BARHIYA District- Lakhisarai

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Shubham Kumar Son Of Shyam Kumar Singh Resident Of Village - Jaitpur,
P.S.- Barahiya, District - Lakhisarai

... .. Petitioner/S

Versus

The State Of Bihar

... .. Opposite Party/s

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Appearance :
For the Petitioner/s : Mr.Ram Prawesh Kumar
For the Opposite Party/s : Mr.Sanjay Kumar Tiwary

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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 Sections 8/20(b)(ii)(B) of

N.D.P.S. Act.

As per the allegation in F.I.R, 7.5 Kgs of Ganza

has been recovered from Shubham Line Hotel. Petitioner

is alleged to be owner of the said hotel.

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 Ganza like narcotics substance is lesser than commercial quantity as per N.D.P.S. Act. Nothing incriminating has been recovered from the conscious possession of the petitioner. There is no independent witness of the alleged seizure. Moreover, the petitioner is languishing in judicial custody since 20.10.2022. A statement has been made in para 3 of the petition that petitioner has no criminal antecedent.

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 Barahiya P.S. Case No. 224 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 Additional District &
Sessions Judge III, Lakhisarai.

(Sunil Kumar Panwar, J)

Nirajkrs/-

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