

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.19955 of 2023

Arising Out of PS. Case No.-73 Year-2018 Thana- MAHESHKHUNT District- Khagaria

Bullet Kumar @ Suman Kumar @ Bulet Kumar S/O Manoj Kumar Yadav
R/O Village- Arariya, P.S- Maraiya(Parbatta), Distt.- Khagaria.

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ram Sumiran Rai

For the Opposite Party/s : Ms.Nirmala Kumari

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 19-05-2023 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 8/20(b)
(ii) (c) 25, 29 of the N.D.P.S. Act.

As per FIR, the prosecution case relates to
recovery of total 182 kg ganja like substance from a car
bearing Reg. No. OD-OIL-8108. It is further alleged that
the co-accused was apprehended on the spot and he
confessed name of the petitioner in this alleged occurrence.

Learned counsel for the petitioner submits that the
petitioner is innocent and has committed no offence. He has
falsely been implicated in this case merely on the basis of



confessional statement of co-accused before the police, which does not got evidentiary value in the eye of law. Neither the petitioner was apprehended on the spot nor vehicle in question belongs to him. It is further submitted that nothing incriminating article has been recovered from his physical possession rather ganja like substance was recovered from a vehicle which was parked in the courtyard of co-accused Pandav Yadav who has already been granted bail by a coordinate Bench of this Court vide order dated 14.01.2020 passed in Cr. Misc. No. 68295 of 2019. The petitioner has got no criminal antecedent. Moreover, he is languishing in judicial custody since 21.12.2022.

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 period of custody of the petitioner, this court is inclined to enlarge the petitioner on bail. The above named petitioner is directed to be released on bail in connection with Maheshkhut P.S. Case No. 73 of 2018 on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the



like amount each to the satisfaction of learned Additional
Sessions Judge-V-cum-Spl. Judge, Khagaria.

(Sunil Kumar Panwar, J)

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