

**IN THE HIGH COURT OF JUDICATURE AT PATNA  
CRIMINAL MISCELLANEOUS No.23332 of 2023**

Arising Out of PS. Case No.-216 Year-2022 Thana- ISHAKCHAK District- Bhagalpur

GRUDEO CHOUDHARY @ GURUDEO KUMAR CHOUDHARY SON OF  
YOGENDRA CHOUDHARY R/O VILLAGE- KRISHINAGAR COLONY,  
P.S.- ISHAKCHAK, DISTRICT- BHAGALPUR

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr.Rajive Ranjan Singh

For the Opposite Party/s : Mr.Sanjay Kumar Sharma

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

2      26-04-2023                      Heard learned counsel for the petitioner and learned  
APP for the State.

The petitioner has prayed for bail in a case registered  
for the offence punishable under sections 20/22 of the NDPS  
Act.

Prosecution case relates to recovery of 7.10 gram  
brown sugar in 24 pouch from the pant pocket of the petitioner.

Learned counsel appearing on behalf of the petitioner  
has submitted that petitioner is innocent and has committed no  
offence. Police has not complied the mandatory provision of  
Section 50 of the NDPS Act. Allegedly, recovery of 7.10 gram  
of brown sugar from possession of the petitioner, comes below  
the commercial quantity. He has been falsely implicated in this



case. He is languishing in judicial custody since 27.10.2022.

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 Additional District & Sessions Judge, Bhagalpur in connection with Isakchak P.S. Case No. 216 of 2022.

**(Sunil Kumar Panwar, J)**

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