

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.24759 of 2023**

Arising Out of PS. Case No.-137 Year-2022 Thana- TATARPUR District- Bhagalpur

SAURABH KUMAR @ SAURABH ROY Son of Shyam Narayan Mandal
R/V- Salpur, PS- Goradih, Dist- Bhagalpur

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Bhaskar Shankar

For the Opposite Party/s : Mr.Narsingh Tanti

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

2 22-05-2023 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 2.50 gram
brown sugar like substance from possession of co-accused Md.
Iftekhar and at his instance, petitioner was apprehended and
5.35 gram grown sugar like substance has been recovered from
his jeans pocket.

Learned counsel appearing on behalf of the petitioner
has submitted that petitioner is innocent and has committed no
offence. He has got no criminal antecedent. The alleged
recovery comes below the commercial quantity. Provision of



Section 50 NDPS has not been followed by the police officials while preparing the seizure list. He is languishing in judicial custody since 1.7.2022.

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

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 Sessions Judge-I, Bhagalpur in connection with Tatarpur P.S. Case No. 137 of 2022.

(Sunil Kumar Panwar, J)

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