

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.25105 of 2023

Arising Out of PS. Case No.-9 Year-2021 Thana- BARUN District- Aurangabad

Imran Ansari Son Of Late Mahbub Ali R/O Vill.- New Tetariya Kachanpur,
P.S.- Narari Kala Khurd, Distt.- Aurangabad, At Present Residing At
Ajmernagar, Ward No. 20 Near Lord Budha School T.V. Tower,
Aurangabad(Bihar)

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Shailesh Kumar Singh

For the Opposite Party/s : Mr.Dashrath Mehta

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 23-05-2023 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 17(B),
18(B), 21(C), 22©, 25, 29 of the N.D.P.S. Act.

As per FIR, prosecution case relates to recovery of
660 gram of (Hemin) narcotic substance and 1 kg Opium from
house of co-accused namely, Md. Israr Ansari. And the
petitioner is alleged to be indulged in trade of narcotic
substance.

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



concern with the alleged recovery of narcotic substance and the same was recovered from house of other co-accused namely, Md. Israr Ansari who disclosed the name of the petitioner in his confessional statement. It is further submitted the provision of N.D.PS. Act has not been followed by the prosecution. Moreover, the petitioner is languishing in judicial custody since 21.11.2022.

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 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 Barun P.S. Case No. 09 of 2021 on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Spl. Judge NDPS Act-Cum 1st Additional District & Sessions Judge, Aurangabad.

(Sunil Kumar Panwar, J)

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