

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.27938 of 2023

Arising Out of PS. Case No.-809 Year-2022 Thana- MASAUDHI District- Patna

DEEPAK KUMAR Son of Ram Vijay Prasad @ Ram Vinay Prasad R/o
Village - Rewa, P.S.- Massaurahi, District - Patna

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Dharendra Kumar Sinha
For the Opposite Party/s : Mr. Md. Matloob Rab

**CORAM: HONOURABLE MR. JUSTICE CHANDRA PRAKASH
SINGH**

ORAL ORDER

2 25-05-2023 Learned counsel for the petitioner is permitted to
remove defect (s), as pointed out by the office, if any, within a
period of four weeks on resumption of physical mode.

Heard learned counsel for the petitioner and learned
A.P.P for the State.

The petitioner has preferred this application for grant
of regular bail in connection with Special Case No. 27 of 2023
arising out of Masaurhi P.S. Case No. 809 of 2022 dated
01.12.2022 registered for the offences punishable u/s 8, 20(b)
(ii) (B) of the N.D.P.S Act.

As per the prosecution case, total 1.170 kg of ganja
was recovered from the rented house of the petitioner and he
was apprehended on the spot.



Learned counsel for the petitioner has submitted that the petitioner is innocent and has falsely been implicated in this case. The seized contraband is small quantity and less than commercial quantity. Learned counsel has submitted that the said house does not belong to the petitioner and the petitioner was only present on the spot. Nothing has been recovered from the conscious possession of the petitioner. The petitioner is also accused in six other criminal cases as stated in para 3 of the bail petition. The petitioner is in custody since 01.12.2022.

Learned A.P.P. for the State has vehemently opposed the bail petition of the petitioner.

Considering the aforesaid facts and circumstances of the case as well as the period of custody, the petitioner above-named, is directed to be enlarged on bail on furnishing bail-bond of Rs.20,000/- (Rupees Twenty Thousand) with two sureties of the like amount each to the satisfaction of learned Court concerned, Patna in connection with Special Case No. 27 of 2023 arising out of Masaurhi P.S. Case No. 809 of 2022.

The application stands allowed.

(Chandra Prakash Singh, J)

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