

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.41933 of 2022

Arising Out of PS. Case No.-621 Year-2022 Thana- FORBESGANJ District- Araria

Md Yakub Son Of Late Kalimuddin Resident Of Village - Baturbari, Ward
No.10, P.S.- Tarabari, Distt.- Araria.

... .. Petitioner/S

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Majid Mahboob Khan

For the Opposite Party/s : Mr.Arun Kumar Singh

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

3 04-01-2023 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner seeks regular bail in connection with
Forbesganj P.S. Case No. 621 of 2022 registered for the offence
under Sections 21(C) of the Narcotics Drugs and Psychotropic
Substance Act (N.D.P.S. Act).

Prosecution case relates to recovery of total 385 liters
Codeine cough syrup from a vehicle bearing Registration No.
BR-38Z-8684.

Learned counsel for the petitioner submits that the
petitioner is innocent and has committed no offence. He has
falsely been implicated in this case. It is further submitted vide
para 8 & 9 of the petition that petitioner is neither driver nor the
owner of the vehicle in question from where the recovery has



been made and nothing has been recovered from the conscious possession. It is further submitted that provision of N.D.P.S. Act is not attracted against the petitioner. A statement has been made in para 3 of the petition that the petitioner has got no criminal antecedent. The petitioner is languishing in judicial custody since 18.6.2022.

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, this court is inclined to enlarge the petitioner on bail. The above named petitioner is directed to be released on bail in connection with Forbesganj P.S. Case No. 621 of 2022 on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Sessions Judge-cum-Special Judge, Araria.

(Sunil Kumar Panwar, J)

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