

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.43308 of 2023

Arising Out of PS. Case No.-362 Year-2023 Thana- KHAGARIA District- Khagaria

Mukteshwar Yadav Son Of Late Yugal Yadav Resident Of Village- Morkahi,
Ps- Muffasil, District- Khagarai

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Viveka Nandsingh

For the Opposite Party/s : Mr.Ram Anurag Singh

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 28-07-2023 Heard learned counsel for the petitioner and

learned APP for the State.

The petitioner is languishing in custody in a

case registered for the offences punishable under

Sections 20/22 of the N.D.P.S. Act.

There is recovery of 10.110 Kgs of Ganja from

the Basa of the petitioner and petitioner was

apprehended.

It is submitted by learned counsel for the

petitioner that petitioner is innocent and he has falsely

been implicated in this case. Nothing has been recovered

from the conscious possession of the petitioner. The

recovery has been made from the abandoned thatched



Basa of the petitioner. The petitioner is an old person aged about 65 years and he has no concern with the recovery of alleged contraband. Moreover, the recovered contraband does not come within the purview of commercial quantity. The petitioner is languishing in custody since 08.04.2023. A statement has been made in para 3 of the petition that petitioner has no criminal antecedent.

Considering the facts aforesaid and the period under custody, let the petitioner, above named, be released on bail on furnishing bail bonds of Rs. 10,000/- (Ten Thousands) with two sureties of the like amount each to the satisfaction of learned Sessions Judge-cum-Special Judge (N.D.P.S), Khagaria in connection with Special Case (N.D.P.S) No. 17 of 2023 arising out of Khagaria (Muffasil) P.S. Case No. 362 of 2023.

(Sunil Kumar Panwar, J)

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