

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.43479 of 2023

Arising Out of PS. Case No.-998 Year-2021 Thana- KHAGARIA District- Khagaria

Lalan Yadav Son Of Visheshwar Yadav @ Vindeshwari Yadav Resident Of
Village- Jangali Mandal Tola, Ps- Mufassil, District- Khagaria
... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Rajeev Ranjan

For the Opposite Party/s : Mr.Raj Ballabh Singh

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 21-07-2023 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 and 22 of the
NDPS Act.

As per allegation in the FIR, police intercepted the two
accused persons who were riding on motorcycle. One accused
person managed to escape who was driving the motorcycle and
a lady who was sitting behind was arrested, who disclosed her
name as Ranjo Devi and on search 7.200 kg ganja like substance
from one bag and 7.100 kg ganja like substance from another
bag were recovered

Learned counsel appearing on behalf of the petitioner
has submitted that petitioner is innocent and has committed no
offence. Co-accused Ranju Devi was apprehended on spot, who
disclosed the name of the petitioner. He has been falsely



implicated in this Case. No local person was made as a witness of the seizure list rather seizure list witnesses are police personnel. There is complete violation of provision of Section 50 of the NDPS Act. The recovered article comes below the commercial quantity. Co-accused Ranjo Devi has already been enlarged on bail by another coordinate Bench of this Court vide order dated 7.12.2022 passed in Cr. Misc. No. 68935 of 2022. Petitioner has got no criminal antecedent and languishing in judicial custody since 13.02.2023.

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 Vth-cum-Spl. Judge NDPS Khagaria in connection with Muffasil PS Case No. 998 of 2021.

(Sunil Kumar Panwar, J)

sushma/-

U			
---	--	--	--

