

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.51618 of 2023**

Arising Out of PS. Case No.-87 Year-2023 Thana- INDUSTRIAL District- Bhagalpur

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SAMRESH KUMAR @ SONU S/O SIKANDAR SAH R/O Mahfuz Hussain
Lane, Rekabganj, P.S- Jagdishpur, Distt.- Bhagalpur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Pallavi Pandey

For the Opposite Party/s : Mr.Jai Narain Thakur

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**CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER**

2 25-08-2023 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 20(b)
(ii) (c) and 22 of the N.D.P.S. Act.

As per prosecution case, the petitioner and co-
accused persons were apprehended on the spot and from
their possession total four kg ganja was recovered.

Learned counsel for the petitioner submits that the
petitioner is innocent and has committed no offence. He has
falsely been implicated in the present case. The petitioner
has no concern with the alleged recovery of ganja and the
same is lesser than commercial quantity as per N.D.P.S. Act.



Similarly situated co-accused has already been granted bail by a coordinate Bench of this Court vide order dated 18.08.2023 passed in Cr. Misc. No. 49951 of 2023. It is further submitted that the petitioner is languishing in judicial custody since 09.05.2023

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 Industrial Area P.S. Case No. 87 of 2023 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, Bhagalpur.

(Sunil Kumar Panwar, J)

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