

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.54309 of 2023

Arising Out of PS. Case No.-34 Year-2023 Thana- SAHODARA District- West Champaran

Shambhu Sahani Son Of Late Harinarayan Sahani R/O-Anjua, P.S.-shikarpur,
Distt.-west Champaran

... .. Petitioner/s

Versus

1. The State of Bihar
2. The Union Of India Through The Inspector General, S.S.B., Frontier Head
Quarter At Patna Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Umesh Chandra Verma
		Mr.Abhishek Kumar
For the Opposite Party/s :		Mr.Dashrath Mehta
For the Union of India	:	Shail Kumari (C.G.C.)

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

4 08-11-2023 Heard learned counsel for the petitioner and

learned APP for the State.

2. The petitioner has filed the instant

application for grant of regular bail in a case registered

for the offences punishable under Sections 8/20(b)(ii)

(B), 8/20(b)(ii)(C) of N.D.P.S. Act and Section 414 of

IPC.

3. It is a case of recovery of 5 kg of Ganza like

substance from a motorcycle bearing Reg. No. BR-22J-

2274. The petitioner is alleged to have apprehended on



spot.

4. It is submitted by learned counsel for the petitioner that the petitioner is innocent and he has falsely been implicated in the present case. Nothing incriminating has been recovered from the conscious possession of the petitioner. He has no concern either with the recovered N.D.P.S. substance or with other co-accused persons. The recovered Ganza is lesser than smaller quantity as per N.D.P.S. Act. Moreover, the petitioner is languishing in judicial custody since 12.03.2023. A statement has been made in para 3 of the petition that petitioner has no criminal antecedent.

5. Learned APP appearing for the State has vehemently opposed the prayer for Bail.

6. Having heard learned counsel for the parties and taking into consideration the facts and circumstances of the case as well as period of custody, this Court is inclined to enlarge the petitioner on bail. The above named petitioner is directed to be enlarged on



bail, **after framing of charge, if not framed**, in connection with Sahodara P.S. Case No. 34 of 2023 on furnishing bail bond of Rs. 10,000/- (Rupees ten thousand) with two sureties of the like amount each to the satisfaction of the learned Sessions Judge-cum-the Special Judge, under N.D.P.S. Act, West Champaran, Bettiah.

(Sunil Kumar Panwar, J)

Nirajkrs/-

U		T	
---	--	---	--

