

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.54716 of 2023

Arising Out of PS. Case No.-26 Year-2023 Thana- ARA RAIL P.S. District- Bhojpur

NUTAN KUMAR PAL S/O NIRMAL KUMAR PAL R/O VILLAGE-
RANIKHAMBHA CHANDIPUT, PS. MOHNA, DIST. GANJAM
(ODISHA-761017)

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Anil Kumar Singh

For the Opposite Party/s : Mr.Bhanu Pratap Singh

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 29-08-2023 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner has prayed for regular bail in a case
instituted for the offence under Sections 8, 20(b)(ii)(B), 29 of
the N.D.P.S. Act.

3. As per prosecution case, there has been recovery of
total 9 Kg *Ganja* was recovered from the other co-accused.

4. It is submitted by learned counsel for the petitioner
that petitioner has been falsely implicated in this case. He has
committed no offence. Petitioner has not apprehended on spot.
He submitted that the petitioner has no concern with the seized
Ganja. He submitted that the other co-accused, from whose
possession the as alleged recovery has been made has already



been granted bail by a Co-ordinate Bench vide order dated 17.08.2022 passed in Cr. Misc. No. 51007 of 2023. No incriminating article has been recovered from the conscious possession of the petitioner. He is languishing in judicial custody since 29.02.2023.

5. The application for bail is opposed by learned APP for the State.

6. Having heard learned counsel for the parties and considering 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 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 Court below in connection with Ara Rail P.S. Case No. 26 of 2023.

(Sunil Kumar Panwar, J)

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