

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.58688 of 2023

Arising Out of PS. Case No.-214 Year-2023 Thana- BEGUSARAI MUFFASIL District-
Begusarai

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SUBHASH KUMAR SON OF LATE UPENDRA SINGH @ LATE
UPENDRA PRASAD SINGH RESIDENT OF VILLAGE- ADARSH
NAGAR ULAO, WARD NO. 8, PS- MUFASSIL (SINGHAUL), DISTT-
BEGUSARAI

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Sanjeev Kumar

For the Opposite Party/s : Mr.Vinod Shanker Modi

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CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

3 13-10-2023 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner has prayed for regular bail in a case
registered for the offence punishable under sections8, 20(b)(ii)
(B), 22 of the N.D.P.S. Act.

3. As per prosecution, the petitioner along with co-
accused Vikash Kumar are alleged to have been apprehended
and from their house, total 17 kg ganja like contraband
substance including cash of Rs. 1,12,670/- were recovered.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has committed no offence. He has
falsely been implicated in this case. The petitioner has no
concern with the alleged recovery of ganja like narcotic



substance and the same is alleged to be 17 kg which does not come under purview of commercial quantity as per N.D.P.S. Act. The petitioner also claimed about the seized cash that the same was his own money. It is further submitted the provision of N.D.P.S. Act has not been followed by the prosecution. He has got no criminal antecedent and languishing in judicial custody since 15.4.2023.

5. Learned APP appearing for the state has opposed the prayer of regular bail.

6. Having heard learned counsel for the parties and considering the facts and circumstances of the case as well as custody period of the petitioner, this court is inclined to enlarge him on bail. The above named petitioner is directed to be released on bail **after framing of charge, if not framed** in connection with Muffasil (Singhaul) P.S. Case No. 214 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 Additional Sessions Judge-I, Begusarai.

(Sunil Kumar Panwar, J)

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