

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.59118 of 2023

Arising Out of PS. Case No.-367 Year-2023 Thana- MASAUDHI District- Patna

RAJA KUMAR S/o AVDHESH PRASAD R/o Manichak, P.S - Masaurhi,
Distt. - Patna

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Amar Kumar Singh

For the Opposite Party/s : Mr.Suman Kumari Singh

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 04-09-2023 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) of the
N.D.P.S. Act.

3. As per prosecution case, there has been recovery of
total 3.63 gm brown sugar like substance from the pant of the
petitioner.

4. It is submitted by learned counsel for the petitioner
that petitioner has been falsely implicated in this case. He has
committed no offence. He submitted that the petitioner has no
concern with the seized smack like substance. He submitted that
the seized smack like substance is lesser than small quantity as
per N.D.P.S. Act. The provision of Section 50 of the N.D.P.S.



Act has not followed in this case. He is languishing in judicial custody since 30.05.2023.

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 **after framing of charge, if not framed.** 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 Masaudhi P.S. Case No. 367 of 2023.

(Sunil Kumar Panwar, J)

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