

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.70294 of 2023

Arising Out of PS. Case No.-37 Year-2023 Thana- THAKURGANJ District- Kishanganj

VIKASH PANDIT @ TUNNU @ BIKASH SON OF INDER LAL @
INDRA LAL RESIDENT OF VILLAGE- REGISTARY OFFICE
THAKURGANJ PS- THAKURGANJ, DISTRICT KISHANGANJ

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Rajeev Ranjan

For the Opposite Party/s : Mr.Satyendra Prasad

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 06-11-2023 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 17(a), 18(a), 21(a),
22(a), 23(a), 27(a) and 29 of the N.D.P.S. Act.

3. As per prosecution case, there has been recovery of
1.720 Gm *Smack* like substance from the possession of co-
accused Vijay Mandal.

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 was not apprehended on spot.
The name of the petitioner has come into light on the basis of
confessional statement of co-accused Vijay Mandal, which has



got no evidentiary value in the eyes of law. He submitted that the petitioner has no concern with the seized *Smack*. No incriminating article has been recovered from the conscious possession of the petitioner. He is languishing in judicial custody since 13.06.2023.

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 Sessions Judge-cum-Spl. Judge, (NDPS Act), Kishanganj in connection with Thakurganj P.S. Case No. 37 of 2023.

(Sunil Kumar Panwar, J)

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