

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.64825 of 2023

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

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MRITUNJAY KUMAR @ BHOLA KUMAR @ BHOLA SON OF LATE
PAPPU YADAV RESIDENT OF VILLAGE - MANICHAK, P.O. AND P.S. -
MASAURHI, DISTRICT - PATNA

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Piyush Kant Singh

For the Opposite Party/s : Mr.Dr.Mrityunjaya Kr.Gautam

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**CORAM: HONOURABLE MR. JUSTICE CHANDRA PRAKASH
SINGH**

ORAL ORDER

2 13-10-2023 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner has preferred this application for grant of regular bail in connection with Masaurhi P.S. Case No. 367 of 2023 dated 30.5.2023 registered for the offences punishable u/s 8/20 (b)(ii)(B) of the NDPS Act.

3. As per the prosecution case, 1.07 gram of brown sugar like substance is alleged to have recovered from the possession of the petitioner.

4. Learned counsel for the petitioner has submitted that the petitioner is innocent and has falsely been implicated in this case. Nothing has been recovered from the conscious possession of the petitioner. The petitioner has no concern with



the alleged recovery. The co-accused person has already been granted bail by the Coordinate Bench of this Court vide order dated 4.9.2023 passed in Cr. Misc. No. 59118 of 2023. Learned counsel has further submitted that the seized contraband is of small quantity. The petitioner is accused in 3 other criminal cases which are not of similar nature as stated in para 3 of the bail petition. The petitioner is in custody since 30.5.2023.

5. Learned A.P.P. for the State has vehemently opposed the bail petition of the petitioner.

6. Considering the aforesaid facts and circumstances of the case as well as the period of custody, the petitioner above-named, is directed to be enlarged on bail on furnishing bail-bond of Rs.20,000/- (Rupees Twenty Thousand) with two sureties of the like amount each to the satisfaction of learned Court concerned, Patna in connection with Masaurhi P.S. Case No. 367 of 2023 with the condition:-

(i) The petitioner is directed to remain physically present before the learned Court below on each and every date, failing which on two consecutive dates without reasonable cause, the bail bonds of the petitioner are liable to be cancelled.



7. The application stands allowed.

(Chandra Prakash Singh, J)

Ajay Singh/-

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