

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.72176 of 2023

Arising Out of PS. Case No.-197 Year-2023 Thana- KISHANPUR District- Supaul

ADARSHA KUMAR @ADARSHA KUMAR MISHRA S/O SHASHI
SHEKHAR MISHRA RESIDENT OF VILLAGE- SAKHUA, WARD NO. 4,
P.S.- PIPRA, DISTRICT- SUPAUL

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Pramod Mishra

For the Opposite Party/s : Mr.Renu Kumari

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 28-11-2023 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 Section 21 (b) of the N.D.P.S.
Act.

3. As per prosecution case, there has been recovery of
134 liters of illegal Codeine Cough syrup behind a bush.

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 Cough syrup. He submitted that seized
Codeine Cough syrup like substance does not come within the
purview of commercial quantity as per N.D.P.S. Act. He further



submitted that petitioner has got no criminal antecedent as stated in para-3 of the bail petition. He is languishing in judicial custody since 20.08.2023.

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 Sessions Judge-cum-Special Judge (NDPS), Supaul in connection with Kishanpur P.S. Case No. 197 of 2023.

(Sunil Kumar Panwar, J)

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