

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.72226 of 2023

Arising Out of PS. Case No.-259 Year-2023 Thana- KHUSRUPUR District- Patna

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Ajay Kumar Son Of Late Karu Chauhan @ Late Karu Charan R/O Village-
Beldari Par, P.S.- Parbalpur, Dist.- Nalanda

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Rabindra Kumar

For the Opposite Party/s : Mr.Ganesh Prasad Singh

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CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 08-11-2023 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner has prayed for regular bail in a case
registered for the offence punishable under sections 20(ii)(b) of
the NDPS Act.

3. Prosecution case relates to recovery of 5 kg 600
grams of ganja like intoxicating substance from the possession
of the petitioner.

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 recovered ganja like
intoxicating substance does not come within the purview of
commercial quantity as per NDPS Act. Nothing has been
recovered from the conscious possession of the petitioner. A



statement has been made in para-3 of this petition that the petitioner has got no criminal antecedent. Moreover, he is languishing in judicial custody since 21.06.2023.

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 of the petitioner, this court is inclined to enlarge the petitioner on bail. The above named petitioner is directed to be released on bail **after framing of charge if the charge is not framed** in connection with Khusrupur P.S. Case No. 259 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 4th Additional Sessions Judge cum Special Judge NDPS, Patna.

(Sunil Kumar Panwar, J)

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