

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.76973 of 2023

Arising Out of PS. Case No.-154 Year-2023 Thana- RAXAUL District- East Champaran

ABULAISH MIYAN son of Moladin Miyan Village- Nawka Tola Ps- Raxaul
Dist- East Champaran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Dhannjay Kumar No 2

For the Opposite Party/s : Mr.Satyendra Narayan Singh

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 04-12-2023 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner has prayed for bail in a case registered
for the offence punishable under sections 20(b)(ii)(c) 23(c) of
the NDPS Act.

As per allegation in the FIR, on getting secret
information about trade of contraband articles, police party
proceeded towards place of occurrence, and apprehended the
petitioner. On search, 12 sachet of ganja like substance (340
grams) were recovered from his possession.

Learned counsel appearing on behalf of the petitioner
has submitted that petitioner is innocent and has committed no
offence. He has been falsely implicated in this Case. There is
complete violation of provision of Section 50 of the NDPS Act.



The recovered article comes below the smaller quantity.
Petitioner is languishing in judicial custody since 22.03.2023.

Learned APP appearing for the State has opposed the
prayer of Bail.

Having heard learned counsel for the parties and
considering the facts and circumstances of the case, 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 1st
Additional Sessions Judge-cum-Special Judge, East Champaran
in connection with NDPS P.S. Case No. 20 of 2023.

(Sunil Kumar Panwar, J)

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