

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.75342 of 2023

Arising Out of PS. Case No.-768 Year-2023 Thana- GOPALGANJ TOWN District-
Gopalganj

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Santosh Kumar Son Of Asarfi Sah Resident Of Arya Nagar, Ward No.21,
Police Station - Gopalganj Town, District - Gopalganj

... .. Petitioner/S

Versus

The State Of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Subhash Kumar
For the Opposite Party/s : Mr.Indu Kumari Srivastava

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CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 29-11-2023 Heard learned counsel for the petitioner and

learned APP for the State.

The petitioner has filed the instant application

for grant of regular bail in a case registered for the

offences punishable under Sections 8(c), 21(b) of

N.D.P.S. Act and Section 30(a), 41(1) pf Bihar

Prohibition and Excise Act.

As per the allegation in F.I.R, 9 grams of

Smack like narcotics substance and 360 ML of IMFL

have been recovered from the possession of the



petitioner.

It is submitted by learned counsel for the petitioner that the petitioner is innocent and he has falsely been implicated in the present case. The petitioner has no concern with the alleged recovered contraband or with the illicit liquor. The alleged recovered Smack like narcotics substance is lesser than commercial quantity as per N.D.P.S. Act. Moreover, the petitioner is languishing in judicial custody since 28.09.2023.

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

Having heard learned counsel for the parties and taking into consideration 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**. The above named petitioner is directed to be enlarged on **bail after framing of charge** in connection with Gopalganj (Town) P.S. Case



No. 768 of 2023 on furnishing bail bond of Rs. 10,000/-
(Rupees ten thousand) with two sureties of the like
amount each to the satisfaction of the learned Sessions
Judge, Gopalganj.

(Sunil Kumar Panwar, J)

Nirajkrs/-

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