

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.77629 of 2023

Arising Out of PS. Case No.-688 Year-2023 Thana- AHIYAPUR District- Muzaffarpur

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VINAY KUMAR @ INDRAJEET KUMAR Son of Raj Kumar Ram Resident
of mohalla - Muradpur Dullah, P.S.- Ahiyapur, District - Muzaffarpur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Preety Kunwar

For the Opposite Party/s : Mr.Brajendra Nath Pandey

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CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 05-12-2023 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 461, 379, 411 of the
Indian Penal Code and Section 8(c), 21(a) of the NDPS Act.

Prosecution case relates to recovery of 3.08 gram smack
like substance was recovered from possession of the petitioner.

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.
There is no FSL report to confirm that the seized article is
contraband material. The recovered article comes below the
smaller quantity. Petitioner is languishing in judicial custody



since 3.6.2023.

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 **after framing of charge** 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-Spl. Judge, Muzaffarpur in connection with NDPS Case No. 131 of 2023 arising out of Ahiyapur PS Case No. 688 of 2023.

(Sunil Kumar Panwar, J)

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