

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.78936 of 2023

Arising Out of PS. Case No.-879 Year-2023 Thana- FORBESGANJ District- Araria

SUMIT KUMAR JHA @ KANHAIYA SON OF SRI SHIVENDRA JHA R/O
VILLAGE- DHOLBAJJA WARD NO.4, P.S.- FORBISGANJ, DISTRICT-
ARARIA

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Vaishnavi Singh

For the Opposite Party/s : Mr. Ajit Kumar

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 07-12-2023 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 section 21C
of the NDPS Act.

3. As per FIR, the petitioner and co-accused persons
were apprehended on the spot and from Maruti car 20 liter
cough syrup was recovered.

4. Learned counsel appearing on behalf of the
petitioner has submitted that petitioner is innocent and has
committed no offence. He has falsely been implicated in this
present case. The petitioner has no concern with the alleged
recovery and provision of NDPS has not been followed while



preparing the seizure list. No any incriminating article has been recovered from conscious possession of the petitioner. It is further submitted that the petitioner has got no criminal antecedent. Moreover, he is languishing in judicial custody since 18.09.2023.

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

6. Having heard learned counsel for the parties and considering the facts and circumstances of the case as well as judicial custody, this court is inclined to enlarge the petitioner on bail. The above named petitioner is directed to be released on bail in connection with Forbesganj P.S. Case No. 879 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 Special Judge, NDPS Act, Araria.

(Sunil Kumar Panwar, J)

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