

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.80194 of 2023

Arising Out of PS. Case No.-649 Year-2023 Thana- TURKAULIYA District- East
Champaran

Sanjay Patel @ Laltu Raut Son Of Shivrath Raut R/O Vill - Balganga, P.S. -
Raghunathpur (O.P), Distt. - East Champaran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Abhishek Kumar
For the Opposite Party/s : Mr.Ramchandra Sahni

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 14-12-2023 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 sections 20, 22 and
24 of the NDPS Act.

3. Prosecution case relates to recovery of 372 grams
of ganja and 4 grams of smack from the possession of this
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 and
smack like intoxicating substance do not come within the
purview of commercial quantity as per NDPS Act. He has no



concern with the seized contraband. Moreover, he is languishing in judicial custody since 07.06.2023.

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 Turkauliya (Raghunathpur) P.S. Case No. 649 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 1st Additional Sessions Judge-cum-Special Judge, East Champaran at Motihari.

(Sunil Kumar Panwar, J)

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