

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.7890 of 2024

Arising Out of PS. Case No.-237 Year-2023 Thana- THAKURGANJ District- Kishanganj

Sahil Alam Son Of Late Abil Alam @ Md. Abil Alam @ April Alam Resident
Of Village - Bhartaula, Ramganj, P.S. - Islampur, District - Uttar Dinajpur
(W.B.).

... .. Petitioner/S

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ram Prawesh Kumar

For the Opposite Party/s : Mr.Madan Kumar

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 17-02-2024 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner has prayed for regular bail in a case
instituted for the offence under Sections 21(b) and 29 of the
N.D.P.S. Act.

3. As per prosecution case, there has been recovery of
32.40 gm *Brown Sugar* from the pocket of the petitioner.

4. It is submitted by learned counsel for the petitioner
that petitioner has been falsely implicated in this case. He has
committed no offence. He submitted that the petitioner has no
concern with the seized *Brown sugar*. He submitted that seized
Brown sugar like substance does not come within the purview



of commercial quantity as per N.D.P.S. Act. He further submitted that petitioner has got no criminal antecedent as stated in para-3 of the bail petition. He is languishing in judicial custody since 15.11.2023.

5. The application for bail is opposed by learned APP for the State.

6. Having heard learned counsel for the parties and considering 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, if not framed**. 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 Sessions Judge-cum-Special Judge, NDPS Act, Kishanganj in connection with Thakurganj P.S. Case No. 237 of 2023.

(Sunil Kumar Panwar, J)

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