

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.11006 of 2024

Arising Out of PS. Case No.-1045 Year-2023 Thana- MUZAFFARPUR TOWN District-
Muzaffarpur

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Ravi Kumar Son Of Vijay Mandal Resident Of Village- Ward No. 15, Ps-
Muzaffarpur, Town, Distt- Muzaffarpur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Rahul Kumar, Advocate
For the Opposite Party/s : Mr.Rajendra Singh, APP

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CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN
ORAL ORDER

2 22-02-2024 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner seeks regular bail in connection with
Muzaffarpur Town (Sikandarpur O.P.) P.S. Case No. 1054/2023
lodged on 27.12.2023 under Sections 8(c), 21(b) of the
Narcotic Drugs and Psychotropic Substances Act, 1985 of the
Indian Penal Code.

3. As per the prosecution case, the FIR has been
lodged against the petitioner from whose possession 13 grams
of smack has been made.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has committed no offence. The
recovery is more than the small quantity but lesser than the



commercial quantity. The petitioner is in custody since 28.12.2023 having no criminal antecedent.

5. Learned counsel for the State opposes the prayer for bail.

6. In the present facts and circumstances of this case and the submissions made above, let the petitioner above named be released on bail, **but only after nine month of framing of charge**, on furnishing bail bonds of Rs.30,000/- (Rupees Thirty thousand) with two sureties of the like amount each to the satisfaction of learned D.J., cum- Special Judge of NDPS Act, Muzaffarpur, subject to the conditions as laid down under Section 437(3) of the Code of Criminal Procedure with other following conditions:

(i) one of the bailor should be the family member of the petitioner who shall provide official document to show his *bona fide*;

(ii) the petitioner shall appear on each and every date before the Trial Court and failure to do so for two consecutive dates without plausible reason will entail cancellation of his bail bonds by the Trial Court itself;

(iii) the petitioner shall appear before the concerned police station every month for one year to mark attendance;



(iv) the petitioner shall in no way try to induce or promise or threat the witnesses or tamper with the evidence, failing which the State shall be at liberty to take steps for cancellation of the bail bonds; and

(v) the petitioner shall desist from committing any criminal offence again, failing which the State shall be at liberty to take steps for cancellation of the bail bonds.

(Dr. Anshuman, J)

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