

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.16437 of 2024

Arising Out of PS. Case No.-251 Year-2023 Thana- KASIMBAZAR District- Munger

Punit Yadav S/O Late Mahendra Yadav R/O Village- Shivkund Chharra Patti,
P.S- Dharahara, Distt.- Munger.

... .. Petitioner/S

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Suman Kumar Mishra

For the Opposite Party/s : Mr. Yogendra Kumar Singh

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 12-03-2024 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 8/20(b) (ii)B of the N.D.P.S. Act.

3. The petitioner is alleged to have been apprehended with a motorcycle bearing Registration No. BR08F-7948 from where total 1.5 kg ganja like contraband substance was recovered.

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 petitioner has no concern with the alleged recovery of ganja like narcotic substance and the same is alleged to be 1.5 kg which does not



come under purview of commercial quantity as per N.D.P.S. Act. So far as motorcycle is concerned, the same belongs to the petitioner. It is further submitted the provision of N.D.P.S. Act has not been followed by the prosecution. Moreover, the petitioner is languishing in judicial custody since 19.10.2023.

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 not framed** in connection with Kasim Bazar P.S. Case No. 251 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 Court of Sessions Judge, Munger.

(Sunil Kumar Panwar, J)

Amandeep/-

U		T	
---	--	---	--

