

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.22282 of 2024

Arising Out of PS. Case No.-39 Year-2024 Thana- SONBERSA District- Sitamarhi

Kishan Kumar S/o- Bisheshwar Mahto @ Visesar Mahto Vill- Sonbarsa Ward
no. 01 Ps- Sonbarsa Dist- Sitamarhi

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Virendra Kumar

For the Opposite Party/s : Mr. Shailendra Kumar

**CORAM: HONOURABLE MR. JUSTICE NAWNEET KUMAR
PANDEY**

ORAL ORDER

3 03-07-2024 Heard learned counsel for the petitioner as well as
learned APP for the State.

2. In this case, the petitioner is seeking regular bail in
connection with Sonbarsa P.S. Case No. 39 of 2024, registered for
the offences punishable under Sections 21(b) of NDPS Act.

3. As per allegation, 194 bottles of cough syrup and
880 tablets of Nitrovet (sedative) were recovered from possession of
the petitioner when he was trying to transport it to Nepal.

4. Learned counsel for the petitioner has submitted that
the petitioner is a person of clean antecedent and he is under custody
since 30.01.2024.

5. On the other hand, learned APP, Shri Shailendra
Kumar opposed the prayer for bail by submitting that the seized
articles are under the purview of Psychotropic Substance.



6. Considering the above-mentioned facts and circumstances and also considering the clean antecedent as well as period of custody of the petitioner, let the petitioner, above-named, be released on bail on furnishing bail bonds of Rs.10,000/- with two sureties of the like amount each to the satisfaction of learned Special Judge, Sitamarhi in connection with Sonbarsa P.S. Case No. 39 of 2024, subject to the following conditions:-

- (i) The petitioner shall cooperate in the disposal of trial and make himself available as and when required by the court.
- (ii) If the petitioner is found involved in future in the similar type of offence, the prosecution will have liberty to file an application before the court below for cancellation of the bail of the petitioner and the learned court below will take decision in accordance with law.

(Nawneet Kumar Pandey, J)

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