

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.23504 of 2024

Arising Out of PS. Case No.-363 Year-2023 Thana- KISHANGANJ District- Kishanganj

Sonu Kumar Sony @ Sonu, Male, aged about 25 years, son of Late
Umashankar Prasad Village- Mohia Kumar Toli Ps- Siwan Nagar Dist- Siwan

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Mritunjay Kumar, Advocate

For the Opposite Party/s : Dr. Indihar Kumari, APP

**CORAM: HONOURABLE MR. JUSTICE RAMESH CHAND
MALVIYA**

ORAL ORDER

2 15-04-2024 Heard learned counsel appearing on behalf
of the parties.

2. The petitioner seeks bail in connection with
Kishanganj P.S. Case No.363 of 2023 registered for the offence
under Sections 341, 323, 307, 353, 427, 385, 504, 506/34 of the
Indian Penal Code and Sections 8/20(b)(ii)(A) of the NDPS Act.

3. Allegation against the petitioner along with
other co-accused persons is to have in possession of narcotics
and Ganja.

4. Learned counsel appearing on behalf of the
petitioner has submitted that petitioner has falsely been
implicated in the present case. It is submitted that alleged
recovery of narcotics and Ganja was not made from the



conscious physical possession of this petitioner. It is also submitted that specific allegation as regard to possession of alleged narcotics and Ganja is not against this petitioner. It is further submitted that petitioner is in custody since 18.10.2023.

5. Learned APP appearing for the State, opposes the prayer for bail of the petitioner.

6. Considering the facts and circumstances and submissions made on behalf of the petitioner, let the petitioner, above named, is directed to be released on bail, ***after framing of the charge***, in connection with Kishanganj P.S. Case No.363 of 2023 on furnishing bail bonds of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Sessions Judge-cum-Special Judge (NDPS Act), Kishanganj.

7. The trial court is directed to conclude the proceeding of framing of charge according to law within a period of 15 (fifteen) days from the date of receipt of a copy of this order. However, it is made clear that ***if the charge-sheet has not been submitted*** then the above named petitioner shall be released on bail on furnishing bail bond with further condition that the petitioner have to present physically on each and every date before the Trial Court till conclusion of the proceeding of



framing of charge.

(Ramesh Chand Malviya, J)

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