

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.31153 of 2024

Arising Out of PS. Case No.-396 Year-2023 Thana- THAWE District- Gopalganj

Butan Kumar @ Bhutan Kumar Son of Late Raja Ram Resident of village -
Chauraw (Chiraw), Police Station - Nagar Gopalganj, District - Gopalganj.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Lokesh Kumar Singh, Adv.

For the Opposite Party/s : Mr.Lalan Kumar, APP

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

ORAL ORDER

3 20-05-2024 Heard learned counsel appearing on behalf
of the parties.

2. The petitioner seeks bail in connection with
Thawe P.S. Case No.396 of 2023 registered for the offence
under Sections 21(b) of NDPS Act.

3. As per FIR, there is recovery of total 4.33
gram of smack from the possession of this petitioner.

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 quantity of
alleged recovery of smack (heroin) is total 4.33 gram. It is
further submitted that petitioner is a man of clean antecedent
and he is in custody since 29.12.2023.



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 and as recovered quantity of smack is less than small quantity i.e. 4.33 gram, let the petitioner, above named, is directed to be released on bail in connection with Thawe P.S. Case No.396 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 N.D.P.S, Gopalganj.

(Ramesh Chand Malviya, J)

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