

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.46093 of 2024

Arising Out of PS. Case No.-265 Year-2023 Thana- SURYAPURA District- Rohtas

Nitish Kumar SON OF RAM DAYAL SAH VILLAGE- SAHIYAR, PS-
SIMARI, DIST- BUXAR

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Amish Kumar
Mr. Prabhakar Thakur
Mr. Aamin Hayat
For the Opposite Party/s : Mr. Rajendra Nath Jha

CORAM: HONOURABLE MR. JUSTICE SANDEEP KUMAR
ORAL ORDER

3 27-09-2024 Heard the learned counsel for the petitioners and the
learned APP for the State; Shri Jharkhandi Upadhyay.

2. The petitioner seeks bail in connection with
Suryapura P.S. Case No. 265 of 2023 registered for the offence
under Sections 8/20/22C of the Narcotic Drugs and
Psychotropic Substances Act (NDPS Act).

3. As per the prosecution case, the recovery of 22.5
Kg of Ganja was from the house of one Rakesh Kumar
Chaudhary who has named the petitioner in his confessional
statement.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and he is in custody since 29.03.2024.
Petitioner claims clean antecedent.



5. Considering the aforesaid facts, this application is allowed.

6. Let the petitioner, above named, be released on bail on furnishing bail bond of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned District and Sessions Judge, Rohtas / concerned Court below in connection with Suryapura P.S. Case No. 265 of 2023 subject to condition that:-

(I). The petitioner will mark his attendance at Natwar Police Station on first and third Sunday of each month. Any default in appearance at the police station will result in cancellation of bail bonds of the petitioner.

(ii). Before accepting the bail-bond of the petitioner, the court below will verify the antecedent of the petitioner. If the petitioner is found having clean antecedent, the bail-bond of the petitioner shall be accepted. If the petitioner is found having criminal antecedent(s), his bail-bond shall not be accepted by the court below.

(Sandeep Kumar, J)

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