

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.48732 of 2024

Arising Out of PS. Case No.-159 Year-2024 Thana- MADHEPURA District- Madhepura

Gaurav Kumar S/O Manoj Yadav @ Manoj Kumar Yadav R/O Village
Chharapatti Ward no 10 P.S. Kumarkhand, Distt-Madhepura

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Rupesh Kumar
For the Opposite Party/s : Mr. Zainul Abedin

**CORAM: HONOURABLE MR. JUSTICE CHANDRA PRAKASH
SINGH**

ORAL ORDER

4 04-09-2024 Heard learned counsel for the petitioner and learned
A.P.P for the State.

2. The petitioner has preferred this application for grant of regular bail in connection with Madhepura P.S. Case No. 159 of 2024 dated 20.02.2024 registered for the offences punishable u/ss 8(C), 21(b) of the NDPS Act.

3. As per the prosecution case, total 72 gms. Smack from the pocket of the petitioner Gaurav Kumar and two mobile phones from the co-accused persons were recovered, who were sitting inside the car. It is further alleged that Rs. 34,400/- were also recovered from the dicky of the said car.

4. Learned counsel for the petitioner has submitted that the petitioner is innocent and has falsely been implicated in



this case. The seized contraband is less than the commercial quantity. The petitioner has one criminal antecedent as stated in para 3 of the bail petition. The petitioner is in custody since 21.02.2024.

5. Learned A.P.P. for the State has vehemently opposed the bail petition of the petitioner who had no valid authorization for keeping the said contraband.

6. Considering the aforesaid facts and circumstances of the case as well as the period of custody, the petitioner above-named, is directed to be enlarged on bail on furnishing bail-bond of Rs.20,000/- (Rupees Twenty Thousand) with two sureties of the like amount each to the satisfaction of learned Court concerned, Madhepura in connection with Madhepura P.S. Case No. 159 of 2024.

7. The application stands allowed.

(Chandra Prakash Singh, J)

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