

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.54117 of 2024

Arising Out of PS. Case No.-164 Year-2024 Thana- DHORAIYA District- Banka

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Dabloo Poddar @ Rakesh Kr. Poddar, aged 42 years (Male), S/O Late
Endrashan Poddar, R/O Village- Barkope Deru, P.O -Dhoraiya, Police
Station- Dhoraiya, District- Banka.

... .. Petitioner

Versus

The State Of Bihar

... .. Opposite Party

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Appearance :

For the Petitioner : Mr. Ajay Mukherjee, Advocate
For the Opposite Party : Mrs. Sharda Kumari, A.P.P.

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

ORAL ORDER

2 29-07-2024 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner seeks bail in connection with
Dhoraiya P.S. Case No. 164 of 2024 dated 20.05.2024 registered
for the offences punishable under Sections 8/20(b)(ii)(A), 21(C)
of the N.D.P.S. Act and Section 30(a) of the Bihar Prohibition
and Excise (Amendment) Act, 2018.

3. As per the prosecution case, total 864 Gram Ganja
and 79 litres Onerex and Dialex DC+ were recovered from the
under constructed house of the co-accused Arun Poddar.

4. Learned counsel for the petitioner has submitted
that the petitioner is innocent and has falsely been implicated in
this case. It is submitted that nothing has been recovered from



the possession of the petitioner. The seized contraband is commercial quantity. The petitioner has two criminal antecedents as stated in paragraph no. 3 of the bail petition. He is in custody in this case since 27.05.2024.

5. Learned A.P.P. for the State has vehemently opposed the bail petition of the petitioner and submitted that 79 litres of Onerex containing codeine Dialex DC also contains codeine.

6. Considering the aforesaid facts and circumstances of the case, 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 Sessions Judge-cum-Special (NDPS Act), Banka/Court concern, Banka in connection with Dhoraiya P.S. Case No. 164 of 2024.

7. The application stands allowed.

(Chandra Prakash Singh, J)

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