

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.52651 of 2023

Arising Out of PS. Case No.-131 Year-2023 Thana- JOGBANI District- Araria

SHIVPUJAN MANDAL S/O LATE SUBODH MANDAL VILLAGE
DHARMASHALA ROAD WARD NO 11 POLICE STATION JOGBANI
DISTRICT ARARIA

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. N.K. Agrawal, Sr. Advocate
Mr. Kumar Rajdeep, Advocate
For the Opposite Party/s : Mr. Nitya Nand Tiwary, APP

CORAM: HONOURABLE MR. JUSTICE PARTHA SARTHY
ORAL ORDER

7 29-02-2024

1. Heard learned counsel for the parties.

2. The petitioner has preferred this application for grant of regular bail in connection with Special Case no.40 of 2023 arising out of Jogbani P.S. Case no. 131 of 2023 registered under sections 21 and 22 of the NDPS Act.

3. As per the prosecution case, the cough syrups, injections etc. was recovered from the possession of the three accused persons including the petitioner herein.

4. It is submitted by learned Senior counsel for the petitioner that the petitioner has been falsely implicated in the case. No incriminating article has been recovered from his possession. He is in custody since 27.5.2023 and chargesheet has been submitted in the case. Coaccused Sadru Jama has been



enlarged on bail vide order dated 23.8.2023 passed in Cr.Misc. no. 52232 of 2023.

5. Heard learned A.P.P. for the State.

6. Having heard learned counsel for the parties and taking into consideration the allegations in the F.I.R., the petitioner having remained in custody for 9 months since 27.5.2023, not having any criminal antecedent, chargesheet having been submitted in the case and grant of bail to the above named coaccused, the Court directs the petitioner to be enlarged on bail in connection with Special Case no.40 of 2023 arising out of Jogbani P.S. Case no. 131 of 2023 on furnishing bail bond of Rs.10,000/ (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Sessions-cum-Special Judge, NDPS Act, Araria.

(Partha Sarthy, J)

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