

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.66888 of 2024

Arising Out of PS. Case No.-175 Year-2024 Thana- RAXAUL District- East Champaran

Deepak Kumar Son of Jagdish sah R/o Village- Kali Mandir ward no. 11,
P.S.- Raxaul, District- East Champaran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Abhishek Kumar, Advocate

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

CORAM: HONOURABLE MR. JUSTICE KHATIM REZA
ORAL ORDER

3 22-11-2024 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner seeks bail in connection with Raxaul
(Haraiya) P.S. Case No. 175 of 2024 dated 17.05.2024, instituted
for the offence punishable under Sections 414 of the Indian Penal
Code and Section 21(c), 23(c), 29 of the Narcotic Drugs and
Psychotropic Substances Act, 1985.

3. Allegation against the petitioner and one co-accused
person is that they were carrying 23.3 litres cough syrup from a
motorcycle. The said motorcycle was being driven by the
petitioner and the co-accused was pillion rider.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and he has been falsely implicated in this
case. Learned counsel for the petitioner submits that the petitioner



is the driver of the seized motorcycle and co-accused, namely, Vinay Kumar is the pillion rider. From the said motorcycle, total 23.3 litres banned cough syrup was recovered. Learned counsel for the petitioner submits that pillion rider, namely, Vinay Kumar has been granted bail *vide* order dated 25.09.2024 passed by this Court in Criminal Miscellaneous No. 50834 of 2024. Lastly, it has been submitted that the petitioner is in custody since 18.05.2024 having one criminal case against him. Charge-sheet has been submitted in the case.

5. Learned A.P.P. has opposed the prayer for bail of the petitioner.

6. Having considered the facts and circumstances of the case and submissions of learned counsel for the parties, let the petitioner be released on bail upon furnishing bail bonds of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the learned Sessions Judge/Special Judge, East Champaran, Motihari in connection with Raxaul (Haraiya) P.S. Case No. 175 of 2024.

(Khatim Reza, J)

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