

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.79453 of 2024

Arising Out of PS. Case No.-522 Year-2024 Thana- JAHANABAD District- Jehanabad

Fatta @ Upendra Kumar Chaudhary S/O Rama Chaudhary R/O Mohalla
Panchmahala, P.S. and Distt- Jehanabad

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :
For the Petitioner/s : Mr.Paras Nath, Advocate
For the Opposite Party/s : Mr. Sanjay Kr. Pandey, APP

CORAM: HONOURABLE MR. JUSTICE ASHOK KUMAR PANDEY
ORAL ORDER

2 22-11-2024 Learned counsel for the petitioner is permitted to

make necessary correction in the party position of his

petitioner during course of the day.

2. Heard learned counsel for the petitioner and

learned APP for the State.

3. The instant application for anticipatory bail has

been filed by the petitioner apprehending his arrest in

connection with Jehanabad P.S. Case No. 522 of 2024

instituted for the offence under Sections 20(b) (ii) (B) of the

N.D.P.S. Act.

4. The case of the prosecution is that from the

possession of co-accused Chandan Kumar, 100 grams of



smack like narcotics substance was recovered. After interrogation, he disclosed that this petitioner along with two other persons managed to escape from there.

5. Learned counsel appearing on behalf of the petitioner has submitted that petitioner is innocent and has committed no offence. Nothing incriminating article has been recovered from the conscious possession of the petitioner and he has no concern with the alleged recovery of smack. It is further submitted that he was not apprehended on spot.

6. In contra, learned APP appearing for the State has opposed the prayer of bail of the petitioner.

7. Having heard learned counsel for the parties and in the facts and circumstances of the case as stated above, this Court is inclined to enlarge the petitioner on bail. The petitioner is directed to surrender in the Court below within a period of four weeks from today and in the event of his arrest or surrender in connection with Jehanabad P.S. Case No. 522 of 2024, he will be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Rupees ten thousand) with two sureties of the like amount each to the satisfaction of learned Principal District and Sessions Judge cum-Special Judge, N.D.P.S. Act, Jehanabad subject to the conditions as laid down under section



438(2) of the Cr.P.C and **a condition that the petitioner will not indulge in similar nature of case in future.**

(Ashok Kumar Pandey, J)

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