

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.286 of 2024

Arising Out of PS. Case No.-771 Year-2023 Thana- Excise P.S. District- Aurangabad

SHIVAM KUMAR SON OF ARUN SINGH R/O VILLAGE- BASO, P.S.-
HARIHARGANJ, DIST.- PALAMU (JHARKHAND)

... .. Petitioner/s

Versus

1. THE STATE OF BIHAR
2. THE UNION OF INDIA NEW DELHI

... .. Opposite Party/s

Appearance :

For the Petitioner	:	Mr. Amit Anand, Advocate
For the State	:	Mr. Amitesh Kumar, APP
For the Union of India	:	Mr. Rakesh Kumar, Advocate

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

3 21-03-2024 Heard learned counsel for the petitioner, learned
A.P.P. for the State and learned counsel for the Union of India.

2. The petitioner seeks bail in a case registered for the
offence punishable under Sections 20(b) and 22 of the NDPS
Act.

3. As per prosecution case, 12 Kgs of ganja has been
recovered from a scorpio vehicle. Petitioner is alleged to be son
of the owner of the vehicle in question.

4. It is submitted by learned counsel appearing on
behalf of the petitioner that nothing has been recovered from the
conscious possession of the petitioner and he has been made an
accused in this case only because he happens to be son of owner
of the vehicle in question. It is further submitted that the



petitioner is in custody since 04.10.2023 and has got clean criminal antecedents.

5. Learned A.P.P. for the State and learned counsel for the Union of India have vehemently opposed the prayer for grant of bail to the petitioner.

6. Considering the rival submissions, period of custody and clean antecedents of the petitioner, the prayer for bail of the petitioner is allowed.

7. Accordingly, let the above named petitioner be released on bail on furnishing bail-bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Special Judge (N.D.P.S.)-cum-1st Addl. District and Sessions Judge, Aurangabad, in connection with B.P. No. 1204 of 2023 arising out of Excise P.S. Case No. 771 of 2023.

(Prabhat Kumar Singh, J)

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