

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.83985 of 2023

Arising Out of PS. Case No.-228 Year-2023 Thana- HARLAKHI District- Madhubani

Shiv Shankar Yadav Son Of Ram Chandra Yadav Resident Of Village- Belhi,
Ps- Jaynagar, Dist- Madhubani

... .. Petitioner/s

Versus

1. The State of Bihar
2. The Union Of India, Ndps, Act India

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ashok Kumar
For the Opposite Party/s : Mr.Khurshid Anwar

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 08-01-2024 Heard learned counsel for the petitioner and

learned APP for the State.

The petitioner has filed the instant application

for grant of regular bail in a case registered for the

offences punishable under Sections 20(b)(ii)/(c)/22 of

N.D.P.S. Act.

As per the allegation in F.I.R, 22 grams of

Brown Sugar (Smack) like narcotics substance Rs.

5,000/- Indian Currency and RS. 400/- Nepali Currency

recovered from the possession of the petitioner.



It is submitted by learned counsel for the petitioner that the petitioner is innocent and he has falsely been implicated in the present case. The petitioner has no concern with the alleged recovered contraband. The alleged recovered Smack like narcotics substance is lesser than commercial quantity as per N.D.P.S. Act. Moreover, the petitioner is languishing in judicial custody since 22.08.2023. A statement has been made in para 3 of the petition petitioner has no criminal antecedent.

Learned APP appearing for the State has vehemently opposed the prayer for Bail.

Having heard learned counsel for the parties and taking into consideration the facts and circumstances of the case as well as period of custody, this Court is inclined to enlarge the petitioner on bail, **after framing of charge, if not framed.** The above named petitioner is directed to be enlarged on bail, **after framing of charge, if not framed.** in connection with



Harlakhi P.S. Case No. 228 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 Chief Judicial Magistrate, Madhubani.

(Sunil Kumar Panwar, J)

Nirajkrs/-

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