

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.83805 of 2023

Arising Out of PS. Case No.-697 Year-2023 Thana- ARA NAGAR District- Bhojpur

Manu Paswan S/O Late Ramnarayan Paswan R/O Village- Gausganj, P.S- Ara
Town, Distt.- Bhojpur.

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ravindra Kumar

For the Opposite Party/s : Mr.Md. Shakir Ahmad

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 09-01-2024 Heard learned counsel for the petitioner and

learned APP for the State.

The petitioner is languishing in custody in a
case registered for the offences punishable under
Sections 21(b) of the N.D.P.S Act.

There is recovery of 47 grams of *Heroine* from
the possession of the petitioner.

It is submitted by learned counsel for the
petitioner that petitioner is innocent and he has falsely
been implicated in this case. Nothing has been recovered
from the conscious possession of the petitioner. The
petitioner has no concern with the seized *Heroine*. The
provision under Section 100 of the Cr.P.C was not



complied at the time of search and seizure. The petitioner is languishing in custody since 30.08.2023. A statement has been made in para 3 of the petition that petitioner has no criminal antecedent.

In contra, learned A.P.P appearing on behalf of the State has vehemently opposed the prayer for bail of the petitioner.

Considering the facts aforesaid and the period under custody, let the petitioner, above named, be released on bail **after framing of charge, if the charge has still not been framed** and on furnishing bail bonds of Rs. 10,000/-(Ten Thousands) with two sureties of the like amount each to the satisfaction of learned District & Sessions Judge, Bhojpur, Ara in connection with N.D.P.S Special Case No. 27 of 2022, arising out of Ara Nagar P.S. Case No. 697 of 2023.

(Sunil Kumar Panwar, J)

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