

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.85771 of 2023

Arising Out of PS. Case No.-975 Year-2023 Thana- KHAJANCHI HAT District- Purnia

Abhishek Anand Son Of Dilip Mehta Resident Of Paranjatti, Ward No.2, P.S.
- K. Nagar (Champanagar), District - Purnea. Present Residence Ufarail
Chowk, P.S. - Maranga, District - Purnea

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Praveen Kumar Agrawal

For the Opposite Party/s : Mr.Rajiv Nayan

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 10-01-2024 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner has prayed for regular bail in a case
instituted for the offence under Sections 8(c) and 21(b) of the
N.D.P.S. Act.

3. As per prosecution case, there has been recovery of
15 Gm *Smack* from the possession of the petitioner.

4. It is submitted by learned counsel for the petitioner
that petitioner has been falsely implicated in this case. He has
committed no offence. He submitted that the petitioner has no
concern with the seized *Smack*. He submitted that seized *Smack*
like substance does not come within the purview of commercial
quantity as per N.D.P.S. Act. He is languishing in judicial



custody since 20.08.2023.

5. The application for bail is opposed by learned APP
for the State.

6. Having heard learned counsel for the parties and
considering the facts and circumstances of the case, 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 on furnishing bail bond of Rs. 10,000/-
(Rs. ten thousand only) with two sureties of the like amount
each to the satisfaction of the learned Sessions Judge-cum-Spl.
Judge (N.D.P.S. Act), Purnia in connection with Kajanchi Hat
P.S. Case No. 975 of 2023.

(Sunil Kumar Panwar, J)

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