

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.2345 of 2024

Arising Out of PS. Case No.-863 Year-2023 Thana- MUZAFFARPUR TOWN District-
Muzaffarpur

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Deepak Mahto @ Deepak Kumar Son Of Jaleshwar Mahto Resident Of
Akharaghat, Karpuri Nagar, P.S.-TOWN(OP-SIKANDARPUR), District-
Muzaffarpur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Yugal Kishore

For the Opposite Party/s : Mr.Shyameshwar Dayal

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CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 29-01-2024 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 8(c), 20(b)(ii)(A), 21(b) of the N.D.P.S Act.

There are recoveries of 22 grams of *Ganja* and
12 grams of smack 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 contraband. Moreover, the seized contraband does not come within the purview of commercial quantity. The petitioner is languishing in custody since 20.10.2023.

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 Sessions Judge-cum-Special Judge, Muzaffarpur in connection with Town P.S. Case No. 863 of 2023.

(Sunil Kumar Panwar, J)

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