

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.86463 of 2023

Arising Out of PS. Case No.-218 Year-2019 Thana- JOGBANI District- Araria

Jarina Khatoon Wife of Md. Jalil @ Md. Jaleel R/o - Tikuliya Basti, Haripur,
P.S.- Jogbani, Dist.- Araria

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. N. K. Agrawal, Adv Msa. Diksha Kumari, Adv
For the Opposite Party/s	:	Mr. Meena Singh, APP

CORAM: HONOURABLE MR. JUSTICE SUNIL DUTTA MISHRA
ORAL ORDER

2 23-01-2024 Heard learned counsel for the petitioner and

learned counsel for the Additional Public Prosecutor for the

state.

2. The petitioner seeks regular bail in connection
with Jogbani P.S.Case No. 218 of 2019 for the offence
registered under Sections 27 (b)(ii), 28 r/w section 36 of
Drug and Cosmetic Act and Section 414 of the Indian Penal
Code.

3. As per the prosecution case, the police party
during checking the vehicle by the police party, a tempo
was intercepted from which medicines were seized. The
apprehended co-accused persons disclosed that the seized



medicines were handed over by Najim Ansari and consignment was to be delivered to co-accused Md. Sadarul and the petitioner.

4. Learned counsel for the petitioner submits that petitioner is innocent and has falsely been implicated in this case. It is submitted that petitioner has no concern with the seized medicines and the vehicle in question. No incriminating article has been recovered from conscious possession of the petitioner. Except the confessional statement of co-accused, there is nothing against the petitioner. Similarly situated co-accused Md. Najim Ansari has already been granted anticipatory bail by co-ordinate Bench of this Court vide order dated 16.01.2023 in Cr. Misc. No. 44639 of 2022 Charge sheet has been submitted and there is no chance of absconding of petitioner or tempering with the evidence.

5. Learned APP for the State opposes the prayer for bail.

6. Considering the facts and circumstances of the case and submissions of the parties, let the petitioner, above named, be enlarged on bail on furnishing bail bonds of Rs,



10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the learned Additional Chief Judicial Magistrate-I, Araria in connection with Special Case no. 03 of 2021 arising out of Jogbani P.S Case No. 218 of 2019.

(Sunil Dutta Mishra, J)

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