

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.3398 of 2024

Arising Out of PS. Case No.-386 Year-2023 Thana- SIMRI District- Buxar

Md Kalim @ Sidiyo @ CDO S/O ALI HUSSAIN Resident of village- Balihar
PS- Simri District- Buxar

... .. Petitioner/s

Versus

The State of Bihar BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Arvind Kumar Pradhan

For the Opposite Party/s : Mr.Md. Ataur Rahman

CORAM: HONOURABLE MR. JUSTICE SANDEEP KUMAR
ORAL ORDER

2 31-01-2024 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail in connection with Simri
P.S. Case No. 386 of 2023 registered for the offence under
Sections 8(c)/21(b) of the N.D.P.S. Act.

3. As per the prosecution case, 1.93 grams of Charas
and 8.11 grams of Heroine has been recovered from the
petitioner.

4. Learned counsel for the petitioner submits that
the petitioner is innocent and he has falsely been implicated in
this case and nothing has been recovered from his conscious
possession.

5. It is also submitted by the learned counsel for the
petitioner that the petitioner is in jail since 07.11.2023.



6. Learned APP for the State vehemently opposed the prayer of the petitioner for grant of bail.

7. Considering the aforesaid facts and the period of custody and also considering the fact that recovery is of small quantity, this application is allowed.

8. Let the petitioner, above named, be released on bail on furnishing bail bond of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned District Judge-cum-Special Court, NDPS Act, Buxar in connection with Simri P.S. Case No. 386 of 2023.

9. As a condition of this order, the petitioner, after being released on bail is directed to mark his attendance at Simri Police Station on first Sunday of each month. Any default in appearance at the police station will result in cancellation of bail bonds of the petitioner.

(Sandeep Kumar, J)

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