

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.9440 of 2025

Arising Out of PS. Case No.-351 Year-2024 Thana- JANKINAGAR District- Purnia

Abhishek Kumar S/o- Prakash Yadav Village- Chandpur Bhangaha, ward no
15,Ps- Jankinagar, Dist- Purnea

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ranjay Kumar Singh

For the Opposite Party/s : Mr. Ram Priya Sharan Singh

CORAM: HONOURABLE MR. JUSTICE KHATIM REZA

ORAL ORDER

3 16-05-2025 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner seeks bail in connection with
Jankinagar P.S. Case No. 351 of 2024 dated 24.09.2024,
instituted for the offence punishable under Sections 8(C), 21(C),
of the N.D.P.S. Act.

3. The allegation is of recovery of 30 bottles i.e. 3
litres Codeine Syrup from the dicky of the motorcycle bearing
Registration No. BR-38V-1697, which belongs to co-accused
Ritesh Yadav.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and he has been falsely implicated in this
case. It is further submitted that nothing has been recovered
from the conscious possession of the petitioner rather the
incriminating articles has been recovered from the dicky of



motorcycle which does not belong to the petitioner. It is also submitted that petitioner was not arrested on the spot. The name of the petitioner has been dragged in this case only on the basis of disclosure made by local people of that area. It is next submitted that similarly situated co-accused person namely, Ritesh Yadav @ Ritesh Kumar has been granted bail *vide* order dated 06.03.2025 passed by a Co-ordinate Bench of this court in Criminal Miscellaneous No. 9623 of 2025. Lastly, it has been submitted that the petitioner is in custody since 04.01.2025 having no criminal antecedents and charge-sheet has been submitted in the case.

5. Learned A.P.P. has opposed the prayer for bail of the petitioner.

6. Having considered the facts and circumstances of the case and submissions of learned counsel for the parties, let the petitioner be released on bail upon furnishing bail bonds of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the learned Special Judge N.D.P.S. Act, Purnea in Jankinagar P.S. Case No. 351 of 2024.

(Khatim Reza, J)

Sankalp/-

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