

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.25540 of 2025

Arising Out of PS. Case No.-308 Year-2024 Thana- BHAGWANPUR HAT District- Siwan

Dablu Tiwari @ Radheshyam Tiwari S/O Late Parashuram Tiwari R/O Vill.-
Nagauli, P.S.- Mashrakh, Dist.- Saran.

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ashok Kumar, Adv.

For the Opposite Party/s : Mr.Anil Kumar, APP

**CORAM: HONOURABLE MR. JUSTICE CHANDRA PRAKASH
SINGH**

ORAL ORDER

2 05-05-2025 Heard learned counsel for the petitioner and learned
A.P.P for the State.

2. The petitioner has preferred this application for grant of regular bail in connection with Bhagwanpur P.S. Case No. 308 of 2024 dated 29.07.2024 registered for the offences punishable u/s 317 of the B.N.S and Sections 8, 20, 21(b) and 22 of the N.D.P.S. Act.

3. As per the prosecution case, the informant alleged that upon knowledge that the accused persons are selling contraband items, the place was raided and further apprehended Dablu Tiwari @ Radheshyam Tiwari (petitioner) and Md. Tabarak Hussain. On search, 21.92 mg smack kept in hand bag, was recovered.



4. Learned counsel for the petitioner has submitted that the petitioner is innocent and has falsely been implicated in this case. The name of the petitioner has surfaced in this case merely on suspicion. Learned counsel has further submitted that the seized contraband is less than the commercial quantity. It is further submitted that the petitioner has no concern with the alleged recovery. The co-accused person has already been granted regular bail by a Coordinate Bench of this Court vide order dated 29.10.2024 passed in Cr. Misc. No. 76851/2024. The petitioner has clean antecedent as stated in para 3 of the bail petition. The petitioner is in custody since 30.07.2024.

5. Learned A.P.P. for the State has vehemently opposed the bail petition of the petitioner.

6. Considering the aforesaid facts and circumstances of the case as well as the period of custody, the petitioner above-named, is directed to be enlarged on bail on furnishing bail-bond of Rs.20,000/- (Rupees Twenty Thousand) with two sureties of the like amount each to the satisfaction of learned Court concerned, Siwan in connection with Bhagwanpur Hatt P.S. Case No. 308 of 2024 with the condition :-

(i) The petitioner is directed to remain physically present before the learned Court below on each and every date, failing which on two consecutive dates without reasonable cause, the bail bond of



the petitioner is liable to be cancelled.

7. The application stands allowed.

(Chandra Prakash Singh, J)

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