

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.47563 of 2025

Arising Out of PS. Case No.-87 Year-2025 Thana- SARAI District- Vaishali

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Himanshu Kumar S/o- Yogendra Sah @ Yogendra Prasad Village- Mahamba
bad ,P.S-Sarai, District- Vaishali

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Vijay Shankar Shrivastava

For the Opposite Party/s : Mr. Surendra Kumar

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

ORAL ORDER

3 18-08-2025 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 Sarai P.S. Case No. 87/2025 dated 19.04.2025 registered for the offence punishable u/ss 8(c), 21(b), 25 & 29 of the N.D.P.S. Act.

3. As per the prosecution case, total 8.6 grams Smack (Heroin) including pot was recovered from the possession of the petitioner.

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 sprung up in this case on mere suspicion. The seized contraband is less than



commercial quantity. Nothing has been recovered from the conscious possession of the petitioner. The petitioner has no concern with the alleged recovery. The petitioner has clean antecedent as stated in para 3 of the bail petition. The petitioner is in custody since 19.04.2025. The co-accused person has already been granted regular bail by this Court vide order dated 09.07.2025 passed in Cr. Misc. No. 41561 of 2025.

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, Vaishali in connection with Sarai P.S. Case No. 87/2025.

7. The application stands allowed.

(Chandra Prakash Singh, J)

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