

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.47180 of 2025

Arising Out of PS. Case No.-8 Year-2025 Thana- BHAGALPUR KOTWALI District-
Bhagalpur

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Dilip Budhiya @ Dilip Kumar Budhiya Son of Late Ashok Kumar Budhiya
Resident of Marwari Tola Lane, Near Jain Mandir, Police Station - Kotwali,
District - Bhagalpur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. S.M. Asraf, Sr. Advocate

Mrs. Rana Hason, Advocate

For the Opposite Party/s : Mr. Uday Pratap Singh, APP

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CORAM: HONOURABLE MR. JUSTICE ASHOK KUMAR PANDEY
ORAL ORDER

3 08-10-2025 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner has prayed for regular bail in a case
registered for the offence punishable under sections 21(c), 22(c)
and 25 of the NDPS Act.

3. The case of the prosecution is that from the
basement of an apartment, 300 tablets of Nitamcare, 51 bottles
of wing's codeine phosphate and Triprolidine Hydrochloride
were recovered. It is alleged that the petitioner has kept the said
contraband there and after seeing the police, he fled from there.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has committed no offence. Learned



counsel for the petitioner has submitted that the name of this petitioner has surfaced in the statement of guard of that apartment. Nothing has been recovered from his possession. It has also been submitted that petitioner is having criminal antecedent of five cases that is why, he has been framed in this case. Moreover, he is languishing in judicial custody since 02.04.2025.

5. Learned APP appearing for the State has vehemently opposed the prayer of regular bail.

6. Having heard learned counsel for the parties and considering the facts and circumstances of the case, this court is inclined to enlarge the petitioner on bail. The above named petitioner is directed to be released on bail in connection with Kotwali P.S. Case No. 08 of 2025 on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Sessions Judge, Bhagalpur.

(Ashok Kumar Pandey, J)

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