

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.67425 of 2025

Arising Out of PS. Case No.-32 Year-2025 Thana- INDUSTRIAL District- Bhagalpur

Md. Tabrej S/o Md. Nisar R/o Village - Mukeri Tola @ Fathepur, P.S -
Industrial Area, District - Bhagalpur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Davendra Kumar Pandey, Advocate

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

CORAM: HONOURABLE MR. JUSTICE ASHOK KUMAR PANDEY
ORAL ORDER

2 17-09-2025 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) and 22(c) of the N.D.P.S. Act.

3. The case of the prosecution is that from the dickey of a scooty, ten bottles of codeine phosphate and Triprolidine Hydrochloride Syrup each of 100 ml and 40 tablets of Nitrazepam were recovered.

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 nothing has been recovered from the possession of this petitioner. As per the FIR, one person was seen with the scooty who managed to flee away.



This petitioner has been framed in this case because he is the owner of the said scooty. It has also been submitted that he has handed over his scooty to his friend and he is unaware of the seizure of the contraband. The amount of contraband which has been recovered from the scooty is less than commercial quantity. A statement has been made in para-3 of this petition that the petitioner has got no criminal antecedent. Moreover, he is languishing in judicial custody since 22.07.2025.

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 Industrial Area P.S. Case No. 32 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 Principal District and Sessions Judge, Bhagalpur.

(Ashok Kumar Pandey, J)

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