

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.88324 of 2024

Arising Out of PS. Case No.-508 Year-2024 Thana- ARARIA District- Araria

Khurshid @ Khurshid Alam S/o Late Habib R/o vill - Gaiyari, ward no. 07,
P.S. - Araria, Distt.- Araria

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Gopal Kumar Jha, Advocate

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

CORAM: HONOURABLE MR. JUSTICE RAJIV ROY

ORAL ORDER

2 08-01-2025 Heard the parties.

2. The petitioner is in custody in connection with Araria P.S. Case No. 508 of 2024 for the offence punishable under section 21(a) of the NDPS Act lodged on 30.09.2024 by the informant, Kajal Kumari.

3. As per the prosecution story, the informant alleged that during patrolling and on secret information, the accused were intercepted and from the yellow bag there is recovery of two liters of codeine cough syrup. This led to the FIR/arrest.

4. Learned counsel for the petitioner submits that he do not have criminal antecedent, falsely implicated in this case and no such recovery was ever made. He has remained in custody since 01.10.2024 and if granted bail, shall be diligently appearing before the Police during the course of



investigation/attend the trial.

5. Learned APP opposes the prayer for bail.

6. Considering the submissions put forwarded by the parties as also his period of custody, coupled with the fact that the petitioner do not have any criminal antecedent, this Court is inclined to extend him the privilege of bail with conditions.

7. Let the petitioner be released on bail on furnishing bail bond of Rs. 10,000/- (Ten thousand) each with two sureties of like amount each to the satisfaction of learned District and Sessions Judge, Araria, in connection with Araria P.S. Case No. 508 of 2024 subject to the following conditions:

(i) one of the bailor should be the family member/relative of the petitioner who shall provide official document to show his/her bona fide;

(ii) the petitioner shall appear on each and every date before the Trial Court and failure to do so for two consecutive dates without plausible reason will entail cancellation of his bail bond by the Trial Court itself;

(iii) the petitioner shall appear before the concerned police station every fortnight for six months to mark his attendance;

(iv) the petitioner shall in no way try to induce or



promise or threat the witnesses or tamper with the evidences,
failing which the State shall be at liberty to take steps for
cancellation of the bail bonds;

(v) the petitioner shall desist from committing any
criminal offence again, failing which the State shall be at liberty
to take steps for cancellation of his bail bonds.

(Rajiv Roy, J)

Adnan/-

U		T	
---	--	---	--

