

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.39706 of 2019

Arising Out of PS. Case No.-19 Year-2019 Thana- MITHANPURA District- Muzaffarpur

Chandan Kumar Son of Late Hira Sah Resident of Dighra, Police Station-
Town, District- Muzaffarpur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Jay Prakash Sharma
For the Opposite Party/s : Mr.Sanjay Kumar Tiwary

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 28-06-2019 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner seeks bail in a case registered under
Sections 414, 120(B)/34 of the Indian Penal Code and Sections
20/22 of N.D.P.S. Act.

Allegation is that 25 purias of smack is recovered
from the possession of the petitioner.

It has been submitted on behalf of the petitioner that
the petitioner is in custody since 13.01.2019. Charge sheet has
been submitted in this case. There is no allegation of tampering
of witnesses alleged against the petitioner. The petitioner has
falsely been implicated in the present case. 25 purias of smack
(quantity is not mentioned in the seizure list) is said to have
been recovered from the possession of the petitioner. The



recovered smack appears to be below the commercial quantity.

There is no compliance of Sections 42 and 50 of N.D.P.S. Act.

On behalf of the State, it is submitted that the petitioner is named in the F.I.R.

Considering the aforesaid facts and circumstances, let the petitioner, above named, be released on bail on furnishing bail bonds of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of learned Special Judge, N.D.P.S. Act, Muzaffarpur in connection with Mithanpura P.S. case No.19 of 2019.

(Sudhir Singh, J)

Narendra/-

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