

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.48344 of 2014

Arising Out of PS.Case No. -25 Year- 2014 Thana -BHELDI District- SARAN

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Ram Bachchan Rai @ Bachhan Rai S/o Late Hira Rai Resident of Village
Laganpura, P.S. Bheldi, District Saran at Chapra.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Dewendra Narayan Singh, Advocate

For the Opposite Party/s : Dr. Rabindra Kumar (App)

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CORAM: HONOURABLE MR. JUSTICE AMARESH KUMAR LAL
ORAL ORDER

3 18-03-2015

Heard the learned counsel for the petitioner and
the learned A.P.P. for the State.

The petitioner seeks bail in a case for the offence
punishable under Sections 20 and 22 of the Narcotic
Drugs and Psychotropic Substances Act.

The allegation against the petitioner is that
during raid by police party, 29 Kg. of Ganja, kept in a
plastic bag, has been recovered from the possession of
the petitioner.

Learned counsel for the petitioner submits that
recovery was made from the Dalan of the petitioner and
not from the conscious possession of the petitioner. The
Dalan is an open place and accessible to several persons.
The petitioner has been in custody since 18.2.2014
having no criminal antecedents.

The learned counsel for the State submits that
there is specific allegation of recovery of 29 Kg. of
Ganja from the possession of the petitioner and the sale

proceeds were also found to the tune of Rs.40,950/-.
After investigation the case has been found true.

Considering the facts and circumstances of this
case, in my opinion, the petitioner does not deserve bail.
His prayer for bail is rejected.

Let the trial of the petitioner in Bheldi P. S. Case
no. 25 of 2014 be expedited.

(Amaresh Kumar Lal, J)

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