

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.23125 of 2015

Arising Out of PS.Case No. -24 Year- 2014 Thana -ECONOMIC OFFENCES, BIHAR District-
PATNA

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Hira Sah, son of Late Dharikshan Sah, resident of village Kurwa, Police
Station Barhariya, District Siwan

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

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

For the Opposite Party/s : Mr. R.S.Choudhary (APP)

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CORAM: HONOURABLE MR. JUSTICE RAKESH KUMAR
ORAL ORDER

5 13-10-2015 Heard Sri Udit Narayan Singh, learned counsel, who

was assisted by Sri Gajendra Kumar Singh, learned counsel for

the petitioner as well as Sri Ram Sewak Choudhary, learned

A.P.P.

The petitioner, who is in custody in connection with

Special Case No. 38 of 2014 (arising out of Economic Offences

Police Station Case No. 24 of 2014) registered for the offences

under Sections 8/20(b)(iii)/29 of the Narcotic Drugs And

Psychotropic Substances Act (hereinafter referred to as the

“N.D.P.S. Act”) has prayed for grant of bail.

Sri Singh, learned counsel for the petitioner submits

that the owner and driver of the truck hails from the State of

Uttar Pradesh. However, the petitioner had boarded the truck

without knowing the fact that on truck whether Ganja was loaded

or not. However, subsequently, the truck was intercepted and only on suspicion, petitioner was apprehended along with other accused persons, and as such, a prayer is being made for granting bail to the petitioner.

Learned A.P.P. has opposed the prayer of bail. He submits that on perusal of the F.I.R. itself it is evident that there is specific accusation against the petitioner. He further submits that in this case more than four quintal Ganja has been recovered from conscious possession, and as such, the petitioner does not deserve to be enlarged on bail.

Keeping in view the fact of recovery of huge quantity of Ganja, I am not inclined to extend the privilege of bail to the petitioner.

The petition stands dismissed.

(Rakesh Kumar, J)

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