

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.8344 of 2015

Arising Out of PS.Case No. -8 Year- 2014 Thana -GOPALPUR District-
WESTCHAMPARAN(BETTIAH)

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1. Meena Devi Wife of Motilal Patel, Resident of Village - Saharswa,
Police Station - Gopalpur, District - West Champaran.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Brij Kishor Mishra

For the Opposite Party/s : Mr. Aditya Nr. Singh No.1(App)

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CORAM: HONOURABLE MR. JUSTICE CHAKRADHARI
SHARAN SINGH
ORAL ORDER

2 10-04-2015 Heard learned counsel for the petitioner and

learned Additional Public Prosecutor, appearing on behalf of the

State.

The petitioner is in custody in connection with
Gopalpur P.S. Case No. 08/14 registered for the offence under
sections 20, 22, 23, 24, 27(A) and 29 of the Narcotic Drugs and
Psychotropic Substances Act.

As per the prosecution case, 13 packets of Charas
weighing 13Kg. were recovered from possession of the petitioner.

Learned counsel for the petitioner has submitted
that the prosecution case has no leg to stand, in the facts and
circumstances of the case, particularly as there has been complete

non-compliance of the provisions of Section 50 of the Act, while carrying out search and seizure.

In view of seriousness of the allegation and in view of the provisions contained under the Act, I am not inclined to grant privilege of bail to the petitioner in connection with Gopalpur P.S. Case No. 08/2014 giving rise to Trial No. 33 of 2014 pending in the court of the Additional Sessions Judge 2nd, Bettiah (West Champaran).

It is expected that the trial court would expedite the trial of the petitioner.

(Chakradhari Sharan Singh, J)

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