

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.12790 of 2016

Arising Out of PS.Case No. -60 Year- 2015 Thana -JADOPUR District- GOPALGANJ

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1. Indal Giri, Son of Sri Rajballam Giri, resident of Village- Vishunpur,
P.S.- Jadopur, District- Gopalganj.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Manoj Priyadarshi

For the Opposite Party/s : Mr. P.K.Jha (App)

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CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH

ORAL ORDER

2 17-05-2016

Heard learned counsels for the petitioner and the State.

The petitioner is languishing in custody since 15.7.2015 in a case registered for the offences punishable under Sections 8.20 and 22 of the Indian Penal Code.

The prosecution case as per the complaint of Amit Kumar Singh, S.H.O. of Jadopur police station is to the effect that on 14.7.2015 the informant along with other police personnels were on night patrolling duty when they found a truck parked beside the road along with a Marshal jeep and one motorcycle. Seeing the police accused persons started fleeing and some of them jumped from the truck. They were caught who disclosed their names as co accused Dinesh Kumar, Rajneesh Singh and the petitioner Indal Giri. Three accused persons suggested that ganja

was loaded by co accused Lallan Giri, Vishram Singh and Lallan. Altogether sixty kilograms of ganja were recovered from the truck.

It is submitted by the learned counsel for the petitioner that the recovery cannot be treated from the conscious possession of the petitioner. Statement has been made in paragraph 3 of the petition that the petitioner has no criminal antecedent. It is further submitted that the investigation has already concluded.

Considering the commercial quantity of recovery, this court is not inclined to grant bail to the petitioner at present in connection with Jadopur P.S. Case No. 60 of 2015 pending in the court of learned Ist Additional Sessions Judge, Gopalganj.

This application is, accordingly, dismissed. However, let the trial be expedited.

(Dinesh Kumar Singh, J)

Anil/-

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