

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.18774 of 2016

Arising Out of PS.Case No. -14 Year- 2015 Thana -EAST CHAMPARAN GRP CASE District-
EASTCHAMPARAN(MOTIHARI)

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1. Nandlal Bhagat S/o Sheo Ratan Bhagat Resident of village - Musharwa,
P.S. Palanwa, District - East Champaran

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ajay Kumar Singh

For the Opposite Party/s : Mr. B.N.Pandey(App)

For the Union of India : Mr. Manoj Kr. Singh, CGC

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**CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR
SINGH**

ORAL ORDER

2 29-04-2016 Heard learned counsels for the petitioner and the State.

The petitioner is languishing in custody since
11.12.2015 in a case registered for the offences punishable under
Sections 20(b)(ii)(c), 21(c), 22,23 and 24 of the NDPS Act.

From the bag of the petitioner at Raxaul railway station
2.5 kilograms of Charas was recovered.

It is submitted by the learned counsel for the petitioner
that the provisions of section 50 of the NDPS Act were not
followed. Statement has been made in paragraph 3 of the petition
that the petitioner has no criminal antecedent.

Learned counsel for the Union of India submits that the
recovery is of commercial quantity.

Considering the quantity of recovery, this court is not inclined to grant bail to the petitioner in connection with Raxaul Rail P.S. Case No. 14 of 2015 pending in the court of learned Sessions Judge cum Special Judge, East Champaran, Motihari.

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

(Dinesh Kumar Singh, J)

Anil/-

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