

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No. 34999 of 2016

Arising Out of PS.Case No. -391 Year- 2016 Thana -SAHARSA District- SAHARSA

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Md. Samsad @ Md. Samshad S/o Late Md.Abdul Hamid resident of
Mohalla- Machali Market, Saharsa , P.S.- Saharsa, District- Saharsa.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Krishna Prasad Singh, Sr.Adv.
Mr. Mithilesh Kumar Singh, Adv.

For the Opposite Party/s : Mr. Shyam Bihari Singh, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE RAKESH KUMAR
ORAL ORDER

2. 24-11-2016 Heard Sri Krishna Prasad Singh, learned senior
counsel, who was assisted by Sri Mithilesh Kumar Singh, learned
counsel for the petitioner and learned Addl. Public Prosecutor.

The sole petitioner, who is in custody since
04-06-2016, has prayed for grant of bail in Saharsa P.S. Case No.
391 of 2016, corresponding to Special Case No. 3 of 2016
registered for offence under Sections 20 and 22 of the Narcotic
Drugs & Psychotropic Substances Act, 1985 (in short 'NDPS
Act').

It was submitted by learned counsel for the petitioner
that the recovered *Ganja* was not beyond the limit prescribed. It
was about 13 kg and as such, a prayer was made to grant bail.

However, on perusal of the F.I.R., it is evident that

Ganja was wrapped in different *puriya*. Meaning thereby that petitioner was involved in trafficking of the *Ganja*. Besides this, on perusal of paragraph – 3 of the petition, it is evident that petitioner is accused in other two cases also relating to NDPS Act.

In view of facts and circumstances, there is no reason to extend the privilege of bail.

Dismissed.

(Rakesh Kumar, J.)

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